

2005 Council Meeting Minutes Master

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**City of Clark Council Meeting Minutes
January 3, 2005
7:00 PM**

Call to Order: The Clark City Council met in session on January 3, 2005 at 7:00 pm.

Council Member Present: Kerry Kline, Lyle Brenden, John Pollock, Don DesLauriers, Larry Dreher, and Larry Bartels.

Other Present: Mayor Les Solberg, Finance Officer Jackie Luttrell, Police Chief Stacy Mayou, Courier Editor Bill Krikac, City Attorney Chad Fjelland, Traffic & Safety Engineer Cliff Reuer, Officer Jeremy Wellnitz, Mike Giese, Dale Albright, Jim Holbeck, Gary Heineman, Steve Berg, Susan Finstad, and Mark Jones.

Mayor Solberg called the meeting to order at 6:58 pm.

Action # 1-2005

Motion by John Pollock, seconded by Lyle Brenden, to adopt agenda. All members voting yes. Motion carried.

Action # 2-2005

Motion by John Pollock, seconded by Kerry Kline, to approve the December minutes. All members voting yes. Motion carried.

Action # 3-2005

Motion by Larry Dreher, seconded by Don DesLauriers, to approve the December financial statements. All members voting yes. Motion carried.

Action # 4-2005

Motion by Lyle Brenden, seconded by Larry Dreher, to approve the following claims. All members voting yes. Motion carried.

Additional December Claims

Check #	Paid To	For	Amount
17558	Time Out	gift certificate	\$50.00
17559	Clark Rural Water	supplies	7,566.55
17560	Cook's Wastepaper	garbage collection	4,611.44
17561	Darin Altfillisch	payroll	1,016.78
17562	Roger Collins	payroll	990.66
17563	Rae Jean Flora	payroll	417.38
17564	Keith Kruthoff	payroll	368.35
17565	Jackie Luttrell	payroll	793.49
17566	Stacy Mayou	payroll	1,014.26
17567	Loren Stanley	payroll	745.19
17568	Jeremy Wellnitz	payroll	750.56

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Check #	Paid To	For	Amount
17569	Bank of the West	federal SS deposit	2,074.97
17570	Petty Cash	postage/med vans wash	49.78
17571	Northwestern Energy	utilities	1,455.55
17572	Rae Jean Flora	applicator license RC	30.00
17573	Darin Altfillisch	payroll	1,022.33
17574	Roger Collins	payroll	1,006.41
17575	Rae Jean Flora	payroll	417.38
17576	Keith Kruthoff	payroll	272.62
17577	Jackie Luttrell	payroll	793.49
17578	Stacy Mayou	payroll	1,014.26
17579	Loren Stanley	payroll	745.19
17580	Jeremy Wellnitz	payroll	750.56
17581	Ryan Burke	payroll	213.03
17582	Eileen Dunbar	payroll	188.09
17583	Robert Gergan	payroll	867.50
17584	Dean Hilmoe	payroll	109.97
17585	Alan Hollatz	payroll	170.02
17586	John Howardson	payroll	142.22
17587	Carmen Kloster	payroll	604.69
17588	Lisa McGraw	payroll	133.53
17589	Dorcas Protexter	payroll	690.07
17590	Ronald Schorg	payroll	109.15
17591	Lester Solbert	payroll	350.85
17592	Teri Stokely	payroll	337.42
17593	Bank of the West	941 filing	3,167.55
17594	SD Retirement Systems	Retirement contributions	2,244.42
1016	Olson Construction	Pay Request #4	44,286.01
1017	Clark Engineering	Professional Fee, Inv# 33320	7,228.40
1018	Olson Construction	Construction fees, Request #4	60,000.00
1019	Clark Engineering	Professional fees, Inv# 33320	4,613.60
1055	McLaughlin & Schulz	Construction fees, Request # 2	9,907.23

New Claims for January

From	For	Amount
American Family Ins	insurance premium	\$20.49
Amy Terrill	water deposit refund	100.00
A-Tech Sewer Cleaning	sewer maintenance	1,500.00
Audio Book Club	audio book	35.97
Avera Queen Peace	drug testing	143.00
Boone's	police supplies	23.16
Brad Furness	water deposit refund	100.00

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From	For	Amount
Business Forms & Acc	W-2 forms	230.30
Cardell Kellen	water deposit refund	100.00
Cardell Kellen Station	water deposit refund	100.00
CellularOne	cell phone charges	148.09
Chuck Bokinskie	water deposit refund	100.00
City of Clark	water bill	58.50
Clark Community Oil	fuel/supplies	1,481.03
Clark County Courier	advertising	272.72
Clark County Courier	advertising – library	9.35
Clark Flower & Gift	Christmas party supplies	70.98
Clausen Construction	repairs/maintenance	1,484.70
Clausen Construction	Holbeck Addition street work	2,352.05
Cory Binger	water deposit refund	100.00
Daniel Kucenski	water deposit refund	100.00
Dept Legislative Audit	city audit	19,680.00
Dept of Revenue	water testing	248.00
Desnoyers Hardware	supplies	74.08
Doug Anderson	water deposit refund	100.00
Ellwein Brothers	liquor invoices	10,827.85
First District Assoc	association dues	874.01
Fjelland Attorney at Law	attorney fees	302.40
Frank Farinelli	water deposit refund	100.00
Gaylord Brothers	library catalog cards	27.19
Gloria Gott	water deposit refund	100.00
ITC	utilities	493.51
Jean Johnson	water deposit refund	100.00
Jeremy Clausen	water deposit refund	100.00
John Luttrell	water deposit refund	100.00
Johnson Brothers	liquor invoices	9,911.21
K & P Pump Repairs	sewer supplies/repairs	235.18
Keith Parish	water deposit refund	100.00
Louie Brush	water deposit refund	100.00
Lyle Yoeman	water deposit refund	100.00
Mack's	supplies	90.36
Marlene Dreher	water deposit refund	100.00
Mid-States Organized Crime	police membership	100.00
Moritz Publishing	office supplies	49.30
NAPA Auto Parts	supplies	88.42
NARTEC	police supplies	54.30
Nicole Nelson	water deposit refund	100.00
Northwestern Energy	utilities	6,526.12
Office Systems	supplies	35.06
Olson Auto Parts	supplies	197.89
Olson Motor Company	supplies	3.01

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From	For	Amount
Oscar's Machine Shop	repairs & maintenance	209.37
Porter Distributing	liquor invoices	386.50
Roger Clausen	water deposit refund	100.00
Roger Shepherd	water deposit refund	100.00
SD Association of Code Enforcement	Membership fees	40.00
SD DENR	certification renewal	24.00
SD DENR	wastewater fee	1,500.00
SD Government Finance Officers Assoc	Membership fees	20.00
Shane Daniels	water deposit refund	50.00
SoDak Distributing	liquor invoices	7,562.87
South Dakota Liquor Control Assoc	Membership fees	25.00
South Dakota Municipal Police Check Assoc	Membership fees	96.80
Star Laundry	rug cleaning	97.04
Tamara Wilson	water deposit refund	100.00
The Literary Guild	book	11.49
The Street Maintenance Assoc of SD	Membership fees	35.00
Tina Gehrke	water deposit refund	100.00
Tony Palluck	water deposit refund	50.00
Tri-Tech Inc	police supplies	100.96
Turtleback Books	library books	131.50
U B C	supplies	27.33
US Life Insurance Co	insurance premium	21.10
Walt Denekas	water deposit refund	100.00
Wellmark BCBS	health insurance	2,952.49
Wells Fargo Finance	copier lease	132.87
Westside Implement	supplies	7.00

Police Report

Police Chief Mayou gave the December 2004 report: 1563 miles patrolled; two car vs. deer accidents; one assistance with accident east of town; 19 arrests/citations consisting of one intentional damage to property, one simple assault (domestic), one driving under revocation, one no insurance, one expired plates, one possession of drug paraphernalia, one possession of marijuana, nine speeding citations, one DWI, one open container, and one exhibition driving.

Action # 5-2005

Motion by Don DesLauriers, seconded by Kerry Kline, to approve the police report. All members voting yes. Motion carried.

Action # 6-2005

Motion by Larry Bartels, seconded by Larry Dreher, to approve the 20% match, or \$288.60, for a new radar for the Police Chief car, with the remaining 80% to be covered by a police grant. All members voting yes. Motion carried.

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Police Chief Mayou also presented the 2004 Year End report and noted citations were up by 35 compared to 2003. In 2004, the police patrolled 18,684 miles, handled ten car vs. deer accidents, 21 non-injury accidents, and three injury accidents. 151 citations/arrests were handed out consisting of:

- 51 speeding
- 4 stop sign
- 16 underage consumptions
- 6 exhibition driving
- 3 no drivers license
- 3 intentional damage to property
- 1 careless driving
- 2 keeping a place for use of sale of controlled substance
- 1 possession of a firearm by a convicted felon
- 2 false reporting to authorities
- 1 no registration
- 1 third degree burglary
- 2 possession of marijuana
- 2 revoked drivers license
- 1 driving under suspension
- 1 rape
- 1 kidnapping
- 1 burglary
- 1 hit and run
- 4 counts sexual contact with a child under 16
- 1 fail to report accident
- 11 open containers
- 7 DWI
- 1 overdriving road conditions
- 3 disorderly conducts
- 1 resisting arrest
- 2 possession of controlled substance
- 2 conspiracy to manufacture controlled substance
- 1 threatening phone call
- 2 no insurance
- 1 possession of burglary tools
- 2 grand theft
- 4 possession of drug paraphernalia
- 2 fail to yield
- 1 accessory to a crime
- 2 simple assault
- 1 theft
- 1 reckless driving
- 1 passing on the right
- 1 expired plates

Of the 12 felony cases, 8 were cleared. Of the 24 misdemeanor cases, 24 were cleared.

Police Chief Mayou also reported he has applied for a grant to help cover the cost of Tasers. No action taken as the grant has not been approved.

Council readdressed the discussion of putting Vince Owen on the police rooster. He wouldn't be utilized as an officer; it would allow him to keep his police certification while he attends school and obtains a permanent position.

Action # 7-2005

Motion by Larry Dreher, seconded by Kerry Kline, to put Vince Own on the police rooster to allow him to keep his police certification. All members voting yes. Motion carried.

Safe Communities/Traffic Signal

The Safe Communities group didn't attend the meeting. However, good discussion was had with Cliff Reuer, Traffic and Safety Engineer from Pierre, who attended and gave the council and attendees information on the requirements needed to justify a traffic light. The last traffic study was performed in January. Majority felt a better time to perform such a study is in the Spring or Fall during farming and hunting activities. Overall, Clark doesn't meet enough warrants to justify a signal. Reuer suggested a crossing guard and review the use of the existing school crosswalk light. Three conclusions were:

- Reuer will request another traffic GAP study for the fall of 2005
- Get a count of the school age children south of Highway 212
- Reuer will obtain the operating agreement on the existing school crosswalk light to determine who is responsible for its upkeep

Action # 8-2005

Motion by Larry Bartels, seconded by John Pollock, to convene in to the Zoning meeting to discuss the Spieker rezoning request. All members voting yes. Motion carried.

The Zoning Committee recommends to the Council an ordinance to adopt the Spieker rezoning request. The request is to change the residential zoning classification to commercial for the land next to the dental clinic.

Action # 9-2005

Motion by Don DesLauriers, seconded by Lyle Brenden, to convene back into regular session. All members voting yes. Motion carried.

First Reading of Ordinance # 446 Rezoning Request by Harvey Spieker

Holbeck Addition Resolution

Be it resolved by the City Council of the City of Clark, South Dakota, that the plat showing "Holbeck Addition to the City of Clark, "Clark County, South Dakota" having been examined is hereby approved in accordance with the provisions of SDCL of 1967, Chapter 11-3, and any amendments thereof.

Action # 10-2005

Motion by Don DesLauriers, seconded by Lyle Brenden, to approve the Holbeck Addition Resolution and cost share at 50% the expenses for the street work from Clausen Construction (bill totaling \$4,704.09) and Clark Engineering (bill totaling \$1645.52). All members voting yes. Motion carried.

Action # 11-2005

Motion by Larry Bartels, seconded by Larry Dreher, to approve Larry A. Jerde, C.P.A. to perform an audit on the Clark Housing Authority financial statements. All members voting yes. Motion carried.

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Living Memorial for Yanish and Beving

The Council discussed designating two Arbor Day trees in the memory of Ashley Yanish and Danielle Beving. Yanish and Beving died in a car accident on December 20, 2004. Flowering trees will be planted at the Swimming Pool Park in honor of Yanish's years of service as a Swimming Pool employee.

Action # 12-2005

Motion by Larry Dreher, seconded by John Pollock, to designate the Arbor Day trees in the memory of Ashley Yanish and Danielle Beving. All members voting yes. Motion carried.

Insurance Review

Finance Officer Luttrell gave a Council a review of the insurance policies covered by Continental Western Group.

Action # 13-2005

Motion by John Pollock, seconded by Don DesLauriers, to approve a 2004 audit of the City Finance Office, and then return to a two-year schedule starting with 2005 and 2006. All members voting yes. Motion carried.

Monthly Water Disconnect List

Council will continue to see the water disconnect list; however, anyone past due on their water bill will get a disconnect notice and disconnects will be done when payments are not paid on time

Action # 14-2005

Motion by Lyle Brenden, seconded by Don DesLauriers, to close regular session and convene into Executive Session for personnel and Industrial Development matters. All members voting yes. Motion carried.

Mayor Solberg announced Executive Session began at 8:36 pm and ended at 9:23 pm.

Action # 15-2005

Motion by John Pollock, seconded by Don DesLauriers, to accept the resignation of Councilperson Larry Bartels effective immediately. All members, except Bartels who abstained from voting, voting yes. Motion carried.

Action # 16-2005

Motion by Kerry Kline, seconded by John Pollock, to adjourn. All members voting yes. Motion carried.

Meeting adjourned at 9:23 pm.

Mayor Lester C. Solberg

Attest: Finance Officer Jackie Luttrell

**City of Clark Council Meeting Minutes
February 7, 2005
7:00 PM**

Call to Order: The Clark City Council met in session on February 7, 2005 at 7:00 pm.

Council Members Present: Kerry Kline, Lyle Brenden, John Pollock, Don DesLauriers, and Larry Dreher.

Others Present: Mayor Les Solberg, Finance Officer Jackie Luttrell, City Attorney Chad Fjelland, Police Chief Stacy Mayou, Courier Editor Bill Krikac, J. Elaine Hanson, Hagen Group Representative Gary Drewes, and Willie Gruenwald.

Mayor Solberg called the meeting to order at 7:00 pm.

Action # 17-2005

Motion by Lyle Brenden, seconded by John Pollock, to adopt the agenda. All members voting yes. Motion carried.

Action # 18-2005

Motion by John Pollock, seconded by Larry Dreher, to approve the January minutes. All members voting yes. Motion carried.

Action # 19-2005

Motion by Larry Dreher, seconded by Don DesLauriers, to approve the financial statements. All members voting yes. Motion carried.

Action # 20-2005

Motion by John Pollock, seconded by Larry Dreher, to approve the following claims. All members voting yes. Motion carried.

January Additional Checks

Check #	To	For	Amount
71	Rural Development	Water Utility Bond payment	\$908.00
1040	Midland Contracting	Sewer Expenses	\$14,742.45
1041	Clark Engineering	10 Block Water & Sewer	\$4,234.98
1042	Midland Contracting	Water Expenses, RD Funds	\$18,018.55
1043	Olson Construction	Payment Request #5	\$6,952.81
1044	Clark Engineering	Professional Services	\$18.00
1054	McLaughlin & Schulz	Road Restoration Pay Request II Final	\$8,105.90
17671	South Dakota Municipal League	Government Day registration	\$60.00
17672	South Dakota State Treasurer	Sales & use tax	\$5.42
17673	Radio Shack	Police supplies – recording wire	\$17.37

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Check #	To	For	Amount
17674	First National Bank	Phase I SRF loan interest payment	\$11,721.80
17675	Dacotah Insurance	Insurance for new concession/restroom	\$84.00
17676	Dacotah Insurance	Work Comp Insurance	\$4,136.50
17677	Dacotah Insurance	Auto, Commercial, Crime, General Liability and Inland Marine Insurance	\$6823.00
17678	Darin Altfillisch	Payroll	\$1012.05
17679	Roger Collins	Payroll	\$1083.53
17680	Diana Flora	Payroll	\$132.06
17681	Rae Jean Flora	Payroll	\$455.86
17682	Keith Kruthoff	Payroll	\$246.48
17683	Jackie Luttrell	Payroll	\$780.57
17684	Stacy Mayou	Payroll	\$1,049.54
17685	Loren Stanley	Payroll	\$787.32
17686	Jeremy Wellnitz	Payroll	\$791.70
17687	Bank of the West	941 tax	\$2166.21
17688	Clark Rural Water	Water	\$6,334.50
17689	Cook's Wastepaper & Recycling	Garbage	\$4,562.59
17690	Decatur Electronics	Radar System	\$1,458.00
17691	Petty Cash	Supplies	\$38.76
17692	Darin Altfillisch	Payroll	\$1,086.58
17693	Roger Collins	Payroll	\$1,174.25
17694	Diana Flora	Payroll	\$114.05
17695	Rae Jean Flora	Payroll	\$455.86
17696	Keith Kruthoff	Payroll	\$348.59
17697	Jackie Luttrell	Payroll	\$780.57
17698	Stacy Mayou	Payroll	\$1049.54
17699	Loren Stanley	Payroll	\$787.32
17700	Jeremy Wellnitz	Payroll	\$791.70
17701	Ryan Burke	Payroll	\$193.52
17702	Eileen Dunbar	Payroll	\$195.71
17703	Robert Gergen	Payroll	\$786.35
17704	Dean Hilmoe	Payroll	\$215.14
17705	Alan Hollatz	Payroll	\$77.07
17706	John Howardson	Payroll	\$187.00
17707	Carmen Kloster	Payroll	\$699.36
17708	Lisa McGraw	Payroll	\$259.51
17709	Dorcas Protexter	Payroll	\$669.15
17710	Robert Schluete	Payroll	\$25.06
17711	Ronald Schorg	Payroll	\$87.67
17712	Lester Solberg	Payroll	\$364.78

City Council Meeting – February 7, 2005

Check #	To	For	Amount
17713	Teri Stokely	Payroll	\$277.36
17714	Bank of the West	941 tax	\$3,317.11
17715	South Dakota Retirement System	Retirement/payroll contributions	\$2,338.90
17716	Department of Legislative Audit	Audit expenses	\$19,680.00
17717	Radio Shack	Supplies	\$59.99
17718	Petty Cash	Supplies	\$61.61

New Claims

To	For	Amount
AFLAC	Insurance	\$212.00
A-OX Welding Supply	Supplies	\$14.03
Cardell's	Supplies	\$168.66
Carlson Distributing	Liquor Invoices	\$7,617.90
Carrot-Top Industries	Flags	\$170.93
Cellular One	Utilities	\$123.01
Chief	Fire Department Supplies	\$421.89
Chief	Street Supplies	\$97.97
City of Clark	Water	\$120.25
Clark Community Oil	Supplies – December	\$1,176.04
Clark Community Oil	Supplies – January	\$1,199.96
Clark County Courier	Advertising	\$267.78
Cook's Wastepaper	Garbage	\$63.00
Dacotah Insurance	Additional Inland Marine insurance premium	\$39.00
Dacotah Insurance	Auto Insurance – addition	\$43.00
Dakota Electronics	Supplies	\$19.80
Demco	Supplies	\$12.27
Department of Revenue	Water Testing	\$248.00
Desnoyer's Hardware	Supplies	\$105.17
Duckwall	Supplies	\$49.27
Ecolab Pest	Pest control	\$62.00
Ellwein Brothers	Liquor	\$5,047.40
Fjelland Attorney at Law	Legal fees	\$229.60
Florey's	Repairs- Community Room	\$40.31
Florey's Plumbing	Florey's – ice rink	\$48.93
Fuller Country Computers	Computer repairs	\$35.00
Galls Inc.	Police supplies	\$36.98
ITC	Utilities	\$486.60
J & J Heating & AC	Supplies	\$12.04
Jackie Luttrell	Conference/Travel expenses	\$103.04

City Council Meeting – February 7, 2005

To	For	Amount
Jackie Luttrell	Conference expenses – Aberdeen GASB34	\$9.00
Johnson Brothers	Liquor	\$3,212.58
Ken’s Food Fair	Police Supplies	\$16.12
Mack’s	Supplies	\$154.50
McLeod’s Printing & Office	Supplies	\$125.45
Moritz Publishing	Supplies	\$111.90
Municipal Emergency Services	Fire Department Supplies	\$508.24
NAPA	Supplies	\$40.28
National Geographic Society	Subscription	\$34.00
New Dimensional Vinyl	Supplies	\$8.91
NWPS	Utilities	\$8,324.91
Olson Auto Parts	Repairs & Maintenance	\$165.39
Olson Motor	Repairs & Maintenance	\$553.63
One Call Systems	Locate tickets	\$6.16
Oscar’s Machine Shop	Supplies & Repairs	\$794.73
OSI	Supplies	\$94.58
Overhead Door	Repairs	\$250.00
Patricia Rosenau	Library assistance	\$35.00
Pitney Bowes	Postage	\$1,016.99
Porter Distributing	Liquor	\$249.50
Rae Jean Flora	Conference expenses – Aberdeen GASB34	\$59.88
Roger Collins	Conference expenses	\$64.00
Royal Chemical	Fire department supplies	\$276.80
S.D. Rural Development	Water Bond Loan Payment	\$908.00
Share Corp	Supplies	\$166.38
SoDak Distributing	Liquor	\$8,344.89
Star Laundry	Rug cleaning	\$48.90
The Literacy Guild	Books	\$61.46
The United States Life Insurance	Insurance	\$6.90
UBC	Supplies	\$6.53
Viking Office Products	Supplies	\$483.29
Wellmark Blue Cross	Insurance	\$2,952.49
Wells Fargo	Copies lease	\$132.87
Westside Implement	Supplies	\$9.00

Action # 21-2005

Motion by Lyle Brenden, seconded by John Pollock, to approve two payments to Clark Engineering: \$4,382.36 for Phase II Cloud Street project and \$2,538.77 for the Sludge Storage Improvements. All members voting yes. Motion carried.

Action # 22-2005

Motion by John Pollock, seconded by Don DesLauriers, to increase by Police budget by \$1,154.40 for the grant received for the Radar System. All members voting yes. Motion carried.

Action # 23-2005

Motion by Kerry Kline, seconded by Lyle Brenden to appoint Chuck Bokinski to complete Willie Gruenwald's four-year term on the Clark Housing Authority board. Gruenwald resigned from the board in January. All members voting yes. Motion carried.

Police Report

Police Chief Mayou gave the January 2005 report: 1200 miles patrolled, two non-injury accidents, one hit and run, three domestics, one vehicle burglary, four speedings, one fail to yield, one under-age consumption, two DWIs, one open container, one possession of marijuana, one possession of drug paraphernalia, one allow dog to run loose, and two failures to license dog.

Police Chief Mayou gave an update on the DARE tour taken to the Aberdeen Detention Center and the graduations for Willow Lake's and Clark's 5th grade students.

Action # 24-2005

Motion by Larry Dreher, seconded by John Pollock, to accept the police report. All members voting yes. Motion carried.

Insurance Review

Gary Drewes from Hagen Group addressed the council on proposals from the SDML Pool insurance for Workers' Compensation, Liability and Property. Gary explained how the Pool was developed and compared rates and coverages against the current insurance provider.

Action # 25-2005

Motion by John Pollock, seconded by Lyle Brenden, to authorize Mayor Solberg and Finance Officer Luttrell to sign proper paperwork to switch to the SDML Pool for Workers' Compensation, Liability and Property coverages effective March 1. All members voting yes. Motion carried.

Action # 26-2005

Motion by Lyle Brenden, seconded by John Pollock, to approve Ordinance 446. All members voting yes. Motion carried.

Ordinance 446

AN ORDINANCE AMENDING THE OFFICAL ZONING MAP OF THE CITY OF CLARK, PURSUANT TO TITLE 11.03.02 OF THE CLARK MUNICIPAL CODE.

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF CLARK, SOUTH DAKOTA, that pursuant to Title 11.03.02 of the Clark Municipal Code, the Official Zoning Map of the City of Clark be changed to reflect that the following described real

estate has been rezoned from “R2” General Residential District to “HC” Highway Commercial pursuant to authority to amend said zoning map exercised by the City Council upon recommendation of the Clark Planning and Zoning Commission:

The East One Hundred Feet (E. 100’) of Lots Eight (8) and Nine (9) and all of Lot Ten (10), Block Ten (10), Albert Keep’s First Addition to the City of Clark, Clark County, South Dakota.

All ordinances or parts of ordinances in conflict with this ordinances are hereby expressly repealed and from and after the effective date of this ordinance, this ordinance shall take precedence over any other ordinance previously adopted.

As provided by SDCL 9-19-7, this Ordinance shall be effective twenty days after publication.

Action # 27-2005

Motion by John Pollock, seconded by Don DesLauriers, to authorize Finance Officer Luttrell to request an extension from the State for filing the Annual Report. All members voting yes. Motion carried.

Personnel Manual Revisions

Finance Officer Luttrell presented a proposal from the South Dakota Municipal League for revisions to the City’s personnel manual. Council decided any updates needing to be made can be handled from within. No further action needed.

Action # 28-2005

Motion by Larry Dreher, seconded by Kerry Kline, to accept the audit proposal from Ben Elliott to perform the 2004 City Audit. All members voting yes. Motion carried.

Action # 29-2005

Motion by Kerry Kline, seconded by Lyle Brenden, to adopt the South Dakota Municipalities Records Retention and Destruction Schedule as its Records Management Policy. All members voting yes. Motion carried.

Councilman DesLauriers readdressed the Council about an incident from the Teener’s Tournament involving Daryl Anderson. Again, the Council reiterated if the Teener Board determines a payment is to be paid for a dent that occurred in Anderson’s pickup, it would come out of the Teener’s budget. No further action taken.

Action # 30-2005

Motion by Larry Dreher, seconded by Don DesLauriers, to approve advertising for positions at the Swimming Pool for lifeguards, basketgirls, and manager; and Recreation program for boys baseball, girls softball and Teener’s/Legion baseball coaches. All members voting yes. Motion carried.

Water Collections Update

Council discussed the requests of holding post-dated checks on water payments. The Council and City Attorney Fjelland agreed that the City will not hold checks. If a meter reading is present, the reading will be taken but the check will be returned. Payment Schedules are available to customers.

SDML District #1 Meeting

Finance Officer Luttrell gave an update on the March 29, 2005 District 1 meeting that Clark is hosting. The meeting will be held at Reggie's at 6:00 pm. All Council members are encouraged to attend.

Gruenwald Land Proposal

Willie Gruenwald addressed the Council on a request to extend the Clinton Street road so they can get a plot prepared. He is working with Clark Engineering to get a plan drawn up for the March Council meeting.

Gruenwald also asked Mayor Solberg for a recommendation on his behalf regarding the HUD issues that caused his resignation from the Clark Housing Authority board.

Mayor Solberg announced Executive Session began at 8:27 pm to discuss personnel and Industrial Development issues.

Executive Session ended at 9:29 pm.

Action # 31-2005

Motion by Larry Dreher, seconded by Lyle Brenden, to authorize Mayor Solberg to execute the Release and Assignment form from the bonding company, Western Surety Company, in regards to the loss incurred by Nichole Geise. All members voting yes. Motion carried.

Action # 32-2005

Motion by Kerry Kline, seconded by John Pollock, to adjourn. All members voting yes. Motion carried.

Meeting adjourned at 9:30 pm.

Mayor Lester C. Solberg

Attest: Finance Officer Jackie Luttrell

**City of Clark Council Meeting Minutes
March 7, 2005
6:00 PM**

Call to Order: The Clark City Council met in session on March 7, 2005 at 6:00 in the City Hall Council Room.

Council Members Present: Don DesLauriers, Larry Dreher, Louann Streff, Kerry Kline, Lyle Brenden, John Pollock.

Others Present: Mayor Les Solberg, Finance Officer Jackie Luttrell, City Attorney Chad Fjelland, Police Chief Stacy Mayou, Courier Editor Bill Krikac, Glen Warkenthien, and Mavis & Melvin Nesheim.

Mayor Solberg called the meeting to order at 6:00 pm.

Action # 33-2005

Motion by Lyle Brenden, seconded by Don DesLauriers, to adopt the agenda. All members voting yes. Motion carried.

Action # 34-2005

Motion by Larry Dreher, seconded by Lyle Brenden, to accept the appointment of Louann Streff to the Ward II Council position that was vacated upon Larry Bartel's resignation. All members voting yes. Motion carried.

At this time, Finance Officer Luttrell swore in Louann Streff for the Council position for Ward II.

Action # 35-2005

Motion by John Pollock, seconded by Louann Streff, to approve the February 7, 2005 minutes. All members voting yes. Motion carried.

Action # 36-2005

Motion by Kerry Kline, seconded by Lyle Brenden, to approve the Financial Statements. All members voting yes. Motion carried.

Action # 37-2005

Motion by Larry Dreher, seconded by Don DesLauriers, to approve the following claims. All members voting yes. Motion carried.

Additional February Claims

Check #	Name	For	Amount
17783	Cook's Wastepaper	Garbage collection	\$4,494.20
17784	Clark Rural Water	Water	\$7,170.90
17785	Darin Altfillisch	Payroll	\$1,143.79

City Council Meeting – March 7, 2005

Check #	Name	For	Amount
17786	Roger Collins	Payroll	\$1,026.78
17787	Rae Jean Flora	Payroll	\$455.86
17788	Keith Kruthoff	Payroll	\$297.54
17789	Jackie Luttrell	Payroll	\$740.60
17790	Stacy Mayou	Payroll	\$1,049.54
17791	Loren Stanley	Payroll	\$787.32
17792	Jeremy Wellnitz	Payroll	\$791.70
17793	Bank of the West	941 taxes	\$2,198.85
17794	SDPAA	General liability insurance	\$8,398.00
17795	SDPAA	Government officials insurance	\$780.00
17796	SDPAA	Auto liability insurance	\$2,743.00
17797	SDPAA	Auto damage insurance	\$3,055.00
17798	SDPAA	Law enforcement insurance	\$1,708.00
17799	SDPAA	Property insurance	\$5,417.00
17800	SDPAA	Boiler & Machinery insurance	\$414.00
17801	SDML Work Comp Fund	Workers' Comp insurance	\$12,674.00
17802	Cellular One	Cell Phone Charges	\$126.76
17803	Pitney Bowes	Postage	\$16.40
17804	Petty Cash	Supplies	\$28.85
17805	Clark County Register of Deeds	Payroll	\$28.50
17806	Darin Altfillisch	Payroll	\$1,089.71
17807	Roger Collins	Payroll	\$1,084.74
17808	Rae Jean Flora	Payroll	\$455.86
17809	Keith Kruthoff	Payroll	\$198.29
17810	Jackie Luttrell	Payroll	\$741.43
17811	Stacy Mayou	Payroll	\$1,050.17
17812	Loren Stanley	Payroll	\$788.15
17813	Jeremy Wellnitz	Payroll	\$791.91
17814	Eileen Dunbar	Payroll	\$172.85
17815	Robert Gergen	Payroll	\$824.24
17816	Dean Hilmoe	Payroll	\$112.72
17817	John Howardson	Payroll	\$124.67
17818	Carmen Kloster	Payroll	\$551.82
17819	Lisa McGraw	Payroll	\$198.11
17820	Dorcas Protexter	Payroll	\$620.72
17821	Robert Schlueter	Payroll	\$93.04
17822	Ronald Shorg	Payroll	\$209.35
17823	Lester Solberg	Payroll	\$364.78
17824	Teri Stokely	Payroll	\$277.36
17825	Bank of the West	941 taxes	\$3,075.16

City Council Meeting – March 7, 2005

Check #	Name	For	Amount
17826	S.D. Retirement Systems	Payroll	\$2,316.52

New Claims for March

Name	For	Amount
AFLAC	Insurance	\$203.10
A-OX Welding Supply Co.	Welding supplies	\$7.13
Book of the Month Club	Books	\$75.48
Carlson Distributing Co	Liquor invoices	\$3,331.90
Cardell's	Supplies	\$69.60
Chief	Fire department supplies	\$162.96
City of Clark	Water bill	\$61.75
City of Clark	Randall's water bill payment from deposit	\$63.68
Clark Community Oil	Supplies	\$942.83
Clark County Courier	Advertising	\$168.33
Community First Insurance	Fire Department accident insurance	\$585.53
Cook's Wastepaper & Recycling	Garbage Collections	\$4,455.12
Cook's Wastepaper & Recycling	Garbage Collection	\$30.00
Department of Revenue	Water testing	\$248.00
DesLauriers Oil Co.	Supplies	\$109.45
Desnoyer's Hardware	Supplies	\$86.89
Duckwalls	Supplies	\$26.64
Ellwein Brothers	Liquor invoices	\$7,235.55
Fjelland Attorney at Law	Legal fees	\$834.40
Amy Pearson	Water deposit refund	\$100.00
Expetec Technology Services	Computer repairs	\$155.94
Express Police Supplies	Police supplies	\$107.36
Fuller's Country Computer	Library computer repairs	\$360.00
Heiman Fire Equipment	Fire department supplies	\$1,032.96
ITC	Utilities	\$489.63
J & J Heating & A/C	Fire department supplies	\$102.09
Johnson Brothers Famous Brands	Liquor invoices	\$5,957.88
Laura Randall	Water deposit refund	\$36.32
Mack's Standard	Supplies	\$315.26
Moritz Publishing	Supplies	\$177.00
Municipal Emergency Services	Supplies	\$170.24
NAPA Auto Parts	Street supplies	\$112.03
Northern Energy	Utilities	\$7,059.73
Northern Energy	Utilities	\$19.53
Office Systems	Supplies	\$44.17
Olson Auto Parts	Supplies	\$16.97
Olson's Auto Parts	Fire department supplies	\$26.67
Olson's Motor Co.	Supplies	\$2.95

City Council Meeting – March 7, 2005

Name	For	Amount
One Call Systems, Inc.	Locate tickets	\$0.99
Oscar Machine Shop	Repairs & supplies	\$642.31
Overhead Door	Shop repairs	\$451.22
Porter Distributing	Liquor invoices	\$236.50
Sanitation Products	Repairs	\$316.84
Share Corp.	Street supplies	\$88.23
Sodak Distributing Co.	Liquor invoices	\$6,601.44
Star Laundry & Dry Cleaners	Rug cleaning	\$97.80
Tee's Plus	DARE Supplies	\$100.15
The Literacy Guild	Books	\$71.95
The Mystery Guild	Books	\$58.92
USA Blue Book	Supplies	\$46.49
Viking Office Products	Supplies	\$286.81
Wellmark Blue Cross Blue Shield	Insurance	\$2,952.49
Wells Fargo Financial	Copier lease	\$132.87
Westside Implement	Supplies & repairs	\$104.34
Westside Implement	Fire department supplies & repairs	\$98.29

Teener Claim Update

Teener Board approved paying \$500.00 to Daryl Anderson to cover the deductible for the repairs to his pickup. Anderson's pickup was dented at the 2004 State Teener Tournament while backing up a trailer.

Action # 38-2005

Motion by John Pollock, seconded by Don DesLauriers, to approve paying \$500.00 to Daryl Anderson to cover the deductible for repairs to his pickup. All members voting yes. Motion carried.

Action # 39-2005

Motion by John Pollock, seconded by Larry Dreher, to approve paying Clark Engineering \$744.50 for the Wastewater Treatment Plant Sludge Storage Improvements. All members voting yes. Motion carried.

Police Report

- Police Chief Mayou gave the February 2005 report: 1177 miles patrolled, 136 miscellaneous calls, one non-injury accident, 6 speeding tickets, one exhibition driving and one DWI.
- The DAR E graduation in Clark to be held on March 10, 2005 at 7:00 pm at the Clark Elementary Gym.
- Mayou informed the Council that the City is now hauling their prisoners to Watertown as the County will no longer do it for them.

Action # 40-2005

Motion by Kerry Kline, seconded by John Pollock, to approve the Police Report. All members voting yes. Motion carried.

Election Update

Finance Officer Luttrell informed the Council that there will not be an election because only enough petitions were filed for the openings. Louann Streff filled Larry Bartels positions. Les Solberg, Don DesLauriers, Larry Dreher and Kerry Kline will keep their positions.

Equalization Meeting

Finance Officer Luttrell informed the council that an Equalization meeting is to be held on March 21, 2005 for the purpose of hearing appeals from residents. All appeals must be in writing and filed to the Finance Office no later than Thursday, March 17, 2005.

Action # 41-2005

Motion by Don DesLauriers, seconded by Louann Streff to schedule the Equalization Meeting for March 21, 2005 at 7:00 in the Council Room. All members voting yes. Motion carried.

Community Assessment Task Force

Luttrell handed out information about a Community Assessment that Chamber President Jenn Severson is proposing. The County, Industrial Development and Chamber have already signed on for this joint effort. The estimated total cost is \$1200. A \$500 SD Community Foundation Grant is available to defer the costs. Initial startup cost is \$400 from the City and Industrial Development, \$400 from Clark County, and \$400 from the Chamber. A representative from the Council and City are needed.

Action # 42-2005

Motion by Kerry Kline, seconded by Larry Dreher, to join the County and Chamber in formally requesting consideration for the Community Assessment Task Force with Larry Dreher and Jackie Luttrell representing the Council and City. All members voting yes. Motion carried.

Northern Route to the Black Hills

Brenden and Luttrell attended a meeting in Redfield on February 18, 2005 about a new association, Northern Route to the Black Hills. Redfield's Mayor organized this meeting for cities along Highway 212. This group is promoting travel and tourism to northern South Dakota for those already coming through SD to get to the Black Hills. A travel guide was available that the Association puts out. Luttrell will organize a meeting with the Director, Mike McCafferty, to come and share this vision with the Council, Chamber and any other interested group. The cost for joining this is \$1/per capita from the City of Clark.

Action # 43-2005

Motion by Larry Dreher, seconded by Louann Streff, to proclaim April 29 as Arbor Day in the City of Clark. Two flowering crabs will be planted in the Swimming Pool park. All members voting yes. Motion carried.

Action # 44-2005

Motion by John Pollock, seconded by Don DesLauriers to approve a liquor license for the American Legion on April 1, 2005 from 6 – 12 pm for the Pro Pheasants Banquet. All members voting yes. Motion carried.

Action # 45-2005

Motion by John Pollock, seconded by Kerry Kline, to back approve the travel expenses for Rae Jean Flora and Jackie Luttrell for Government Day in Pierre on February 2, 2005. All members voting yes. Motion carried.

Zoning Issues

John Pollock addressed the Council about a new house that he is planning for his property. For a period of up to three years, he will have his existing trailer and the proposed new house on the same property. City Attorney advised the Council that he didn't feel that a special Variance was required for this situation.

On another Zoning issue, City Attorney Fjelland will research the zoning ordinance on whether moving a building into or out of the City requires a special permit.

Action # 46-2005

Motion by John Pollock, seconded by Lyle Brenden, to advertise for the annual tree removal for the City of Clark. All bids are to be turned into the Finance Office no later than April 1, 2005. All members voting yes. Motion carried.

Action # 47-2005

Motion by Lyle Brenden, seconded by Kerry Kline, to advertise for the annual stump removal for the City of Clark. All bids are to be turned into the Finance Office no later than April 1, 2005. All members voting yes. Motion carried.

Action # 48-2005

Motion by Kerry Kline, seconded by Louann Streff, to advertise for the annual garbage contract. Chad Fjelland will draw up the necessary contracts. All bids are to be turned into the Finance Office no later than April 1, 2005. All members voting yes. Motion carried.

Action # 49-2005

Motion by Louann Streff, seconded by Larry Dreher, to advertise for the annual water and sewer repair contract with the City of Clark. Chad Fjelland will draw up the necessary contracts. All bids are to be turned into the Finance Office no later than April 1, 2005. All members voting yes. Motion carried.

Action # 50-2005

Motion by Larry Dreher, seconded by Don DesLauriers, to advertise for the Dickinson Park Concession Stand manager. The bid should be made knowing that some non-profit fund raising will be allowed. All bids are to be turned into the Finance Office no later than April 1, 2005. All members voting yes. Motion carried.

Cloud Street Project Update

Mayor Solberg gave an update on meetings he has attended with the County Commissioners about the progress on Cloud Street. The City has completed its work on the water and sewer, and the remaining curb and gutter work will be completed once the

frost comes out. The County didn't get their grant for paving the street. Being Cloud Street is also a county road, the original decision on this project was that the County would be responsible for paving the road. At the present time with no grant money, the County is reluctant to commit money to finish the project. Mayor Solberg informed the County that concerns directed to the City about the lack of progress on Cloud Street will be redirected to the County.

Swimming Pool

Councilman Dreher discussed changes that he'd like to make at the pool this year. By moving the water slide to the north side, it would eliminate the need for a third lifeguard. Also, a pump would be purchased to pump water directly from the pool to be used for the slide. Dreher would like to hire a manager, six lifeguards and three basketgirls. He would like to get a two-year commitment from new lifeguards due to the costs involved in getting their certification. Reservations have been made for WSI and lifeguard classes. Dreher will review rules with pool employees prior to the pool season. Dreher plans to have his selections ready for Council approval at the March 21, 2005 meeting. The Council discussed options for repairing a leak that was causing water loss.

Action # 51-2005

Motion by John Pollock, seconded by Larry Dreher, to approve travel expenses for Rae Jean Flora and Jackie Luttrell to attend the NEFOG meeting in Aberdeen on April 8, 2005. All members voting yes. Motion carried.

Action # 52-2005

Motion by John Pollock, seconded by Don DesLauriers, to approve travel expenses for Rae Jean Flora and Jackie Luttrell to attend the Banyon Training in Pierre on May 25, 2005. All members voting yes. Motion carried.

Action # 53-2005

Motion by Don DesLauriers, seconded by Larry Dreher, to approve travel and conference expenses for Jackie Luttrell to attend the Fair Labor Standards Act training in Sioux Falls on May 12, 2005. All members voting yes. Motion carried.

Action # 54-2005

Motion by Louann Streff, seconded by Kerry Kline, to adjourn regular session at 7:26 pm to proceed into the scheduled Board of Adjustments meeting to discuss a Variance application by Kent Warkenthien (owner) and Glen and Jeanette Warkenthien (applicants). All members voting yes. Motion carried.

Board of Adjustment – Hearing for Warkenthien Variance

The Council recognized Glen Warkenthien as he discussed his wish to build a garage at the back of the property. The variance allows for the edge of the garage to sit within the five foot zoning requirement. Neighbors Melvin and Mavis Nesheim, who were in attendance, voiced no objections to the application. City Attorney Fjelland discussed the following:

Written Findings of the Board of Adjustment
Hearing for Variance – Kent Warkenthien

The Board of Adjustment finds and rules as follows:

1. That Kent Warkenthien has properly filed an application for variance and paid the required application fees;
2. That the administrative official recommends granting of the variance with a special condition that applicant and successors in interest hold the City harmless with respect to damage to buildings related to snow removal in the affected alley;
3. That special conditions and circumstances exist which are peculiar to the land, structure or building involved, and which are not applicable to other land, structures or buildings in the same district;
4. That literal interpretation of the provisions of this ordinance would deprive the applicant of rights commonly enjoyed by other properties in the same district under the terms of this ordinance;
5. That the special conditions and circumstances do not result from the actions of the applicant;
6. Financial disadvantage of the property owner shall not constitute conclusive proof of unnecessary hardship within the purposes of zoning;
7. That granting the variance request will not confer on the applicant any special privilege that is denied by this ordinance to other lands, structures, or buildings in the same district;
8. The reason set for in the application justify granting the variance and that the variance is the minimum variance that will make possible the reasonable use of the land;
9. That the granting of the variance will be in harmony with the general purpose and intent of this ordinance and will not be injurious to the neighborhood, or otherwise detrimental to the public welfare.

All members so ruling.

The variance is granted subject to the applicant executing an agreement, on terms supplied by the City Attorney, holding the City of Clark harmless from damage to the structure due to snow removal.

Lester C. Solberg
Chairman Board of Adjustment

Action # 55-2005

Motion by Kerry Kline, seconded by Lyle Brenden, to approve the variance request as stated by the Board of Adjustment. All members voting yes. Motion carried.

Action # 56-2005

Motion by Louann Streff, seconded by Larry Dreher, to close the Board of Adjustment meeting at 7:31 pm and reenter into regular session. All members voting yes. Motion carried.

SDML Insurance Update

Finance Officer Luttrell gave an update on the insurance change from Continental Western Group to SDML effective March 1, 2005.

Action # 57-2005

Motion by Lyle Brenden, seconded by Louann Streff, to approve Resolution #735 to become a member of the SDML Workers' Compensation Fund effective March 1, 2005. All members voting yes. Motion carried.

Resolution # 735

BE IT RESOLVED that the City of Clark shall become a member of the SDML Workers' Compensation Fund effective March 1, 2005 or as soon thereafter as possible in accordance with the By-Laws dated as of January 1, 1987; and be it further resolved that this resolution is pursuant to SDML 1-24, and the undersigned are hereby authorized to execute any and all documents necessary for the City of Clark to participate in accordance with said By-Laws dated as of January 1, 1987, or as may be amended, and said By-Laws are incorporated by reference herein and a copy of said By-Laws and any amendments shall at all times be on file with the City Finance Officer, County Auditor, or Special District Business manager.

Dated this 7th day of March, 2005

Lester C. Solberg, Mayor
Attest: Jackie Luttrell, Finance Officer

Association Membership

The City received membership application for the South Dakota Association of Towns & Townships Membership Dues for 2005. No action will be taken at this time to continue our membership.

Action # 57-2005

Motion by John Pollock, seconded by Larry Dreher to allow up to \$250 for door prizes and gifts for the First District Meeting to be held on March 29, 2005 at Reggie's and approve the conferences expenses for attendance by the Council, Mayor and Finance Office staff. All members voting yes. Motion carried.

Annual Audit Update

Finance Officer Luttrell informed the Council that an audit is still scheduled for 2004 but she is reviewing who will be performing the audit.

Action # 58-2005

Motion by Don DesLauriers, seconded by John Pollock, to approve advertising for the Landfill Attendant. Applications are to be turned into the Finance Office no later than April 1, 2005 by 5:00 pm. All members voting yes. Motion carried.

Delinquent Water Bills

Lengthy discussion was had about the overdue water accounts. Disconnects should be done when payment arrangements are not made or not kept as arranged. Council requests Water Superintendent Darin Allfillisch to attend the next meeting to discuss ways to get water turned off on delinquent customers.

Action # 59-2005

Motion by Don DesLauriers, seconded by Louann Streff, to close regular session and convene into Executive Session for personnel and contractual matters. All members voting yes. Motion carried.

Mayor Solberg announced executive session began at 8:12 pm and ended at 10:00 pm.

Action # 60-2005

Motion by Kerry Kline, seconded by Louann Streff, to adjourn. All members voting yes. Motion carried.

Meeting adjourned at 10:01 pm.

Mayor Lester C. Solberg

Attest: Finance Officer Jackie Luttrell

**City of Clark Council Meeting
Equalization Meeting
March 21, 2005
7:00 PM**

Call to Order: The Clark City Council met in session on March 21, 2005 at 7:00 pm for the purpose of the Equalization Meeting and regular session. The meeting was held in the City Hall Council Room.

Council Members Present: Don DesLauriers, Larry Dreher, Louann Streff, Kerry Kline, Lyle Brenden, and John Pollock.

School Board Member Present: Delane Isaak

Others Present: Mayor Les Solberg, Finance Officer Jackie Luttrell, City Attorney Chad Fjelland, Courier Editor Bill Krikac, and Darin Altfillisch.

Mayor Solberg called the meeting to order at 7:00 pm.

Action # 61-2005

Motion by Lyle Brenden, seconded by John Pollock, to adopt the agenda. All members voting yes. Motion carried.

Action # 62-2005

Motion by John Pollock, seconded by Don DesLauriers, to open the Equalization Meeting. All members voting yes. Motion carried.

Mayor Solberg called the Equalization Meeting to order. No appeals were filed.

Action # 63-2005

Motion by John Pollock, seconded by Larry Dreher, to close the Equalization Meeting. All members voting yes. Motion carried.

Action # 64-2005

Motion by John Pollock, seconded by Larry Dreher, to approve the minutes from the March 7, 2005 Council meeting. All members voting yes. Motion carried.

Action # 65-2005

Motion by Kerry Kline, seconded by Louann Streff, to approve the following claims list. All members voting yes. Motion carried.

March Additional Claims

Check #	To	For	Amount
17882	Clark Rural Water Systems	Water	\$6,109.00
17883	Daryl Anderson	Pickup repairs	\$500.00
17884	Watertown Rec Center	Lifeguard training course	\$100.00

City Council/Equalization Meeting – March 21, 2005

Check #	To	For	Amount
17885	Lorman Education Services	Labor training class	\$289.00
17886	South Dakota Municipal League	Registration for District 1 meeting	\$234.00
17887	Petty Cash	Supplies	\$33.71
17888	Darin Altfillisch	Payroll	\$1,052.80
17889	Roger Collins	Payroll	\$1,076.56
17890	Rae Jean Flora	Payroll	\$455.86
17891	Keith Kruthoff	Payroll	\$297.95
17892	Jackie Luttrell	Payroll	\$741.43
17893	Stacy Mayou	Payroll	\$1,050.17
17894	Loren Stanley	Payroll	\$788.15
17895	Jeremy Wellnitz	Payroll	\$791.91
17896	Ryan Burke	Payroll	\$575.73
17897	Alan Hollatz	Payroll	\$111.08
17898	Bank of the West	941 expenses	\$2,290.23
17899	Department of Revenue	Sales tax	\$54.32

March New Claims

To	For	Amount
American Family Insurance	Insurance premium	\$20.49
Avera Queen of Peace Health	Drug testing	\$71.50
Banyon Data Systems	Training seminar	\$200.00
Butler Machinery Co.	Oil supplies	\$200.15
CellularOne	Cell phone charges	\$127.40
Clark Chamber of Commerce	Chamber membership	\$851.66
Colonial Research Chemical Corp	Swimming pool sealant	\$547.20
Department of Revenue	Water testing	\$248.00
Duckwalls	Supplies	\$13.85
First National Bank	SRF loan payment	\$6,202.75
Michael Todd & Co.	Street supplies	\$511.76
Northwestern Energy	Utilities	\$19.45
Office Systems	Copier contract	\$29.59
Pitney Bowes	Postage machine lease	\$372.00
Rural Development	Water Revenue Bond	\$908.00
Share Corp	Pool insurance	\$4,017.50
The United States Life Insurance Co.	Life insurance	\$14.00
Wellmark Blue Cross Blue Shield	Insurance	\$2,952.49
Wells Fargo Financial	Copier lease	\$132.87

Northern Route to the Black Hills

Finance Officer Luttrell informed the Council that a meeting has been scheduled with Mike McCafferty from the Northern Route to the Black Hills. The meeting will be held on Thursday, March 24, 2005 at 12:00 in the Community Room. All members welcomed.

District 1 Meeting

Finance Officer Luttrell reminded the council about the District 1 meeting on Tuesday, March 29, 2005 at Reggie's. Social hour begins at 6:00 pm, dinner at 7:00 pm, and program at 8:00 pm.

Delinquent Water Bills

Water department supervisor, Darin Altfillisch, addressed the Council on ideas on how to get the late water bills paid to current. The highest delinquent accounts will be addressed each week and if cooperation is not received by the end of the week, water will be shut off.

Motion # 66-2005

Motion by John Pollock, seconded by Don DesLauriers, to approve a request by Street Department supervisor, Roger Collins, to purchase oil to seal coat 1- 1 ½ miles of city streets this summer. The cost of the seal coat is approximately \$7,000 plus the cost of trucks, men and gravel. All members voting yes. Motion carried.

The cost of cutting into city roads was reviewed to increase from \$75 to \$125. City Attorney Fjelland will research if this is to be done by ordinance of resolution.

Motion # 67-2005

Motion by Don DesLauriers, seconded by Kerry Kline, to approve hiring a temporary summer helper for the street and parks department. Pay to be determined. Luttrell will find out from insurance what the minimum age is for operating the lawn mower and post accordingly. All members voting yes. Motion carried.

Landfill Rates & Rules

Councilperson Pollock shared with the Council the proposed landfill prices and rules. Only our water/sewer/garbage customers will have access to the landfill. A resolution will be put together for the next meeting for passage.

Uncompleted Projects from 2004

Last year's uncompleted projects include replacing roof on crows nest and new frame around building under water tower. Council decided these are projects that the city employees should be able to do.

Gruenwald Development

Council discussed Gruenwald's request for the City to pay for supplying the water and sewer to a proposed development. Though the Council supports their project, the city is unable to fund it as proposed.

Pool Grant

Councilperson Dreher informed the Council that he is pursuing a grant with First District for pool repairs. There are minimal grants available for pool renovations or new pools. As the pool ages, the costs for operating it are increasing. The City has always solely absorbed these costs with no outside assistance, and there is no way that the charged rates will meet the expenditures.

Motion # 68-2005

Motion by Don DesLauriers, seconded by Lyle Brenden, to close regular session and convene into Executive Session for personnel matters. All members voting yes. Motion carried.

Mayor Solberg announced Executive Session began at 8:00 pm and ended at 8:52 pm.

Motion # 69-2005

Motion by Lyle Brenden, seconded by Louann Streff, to approve the following Pool personnel and pool prices for the 2005 season. All members voting yes. Motion carried.

2005 Summer Pool Personnel and Rates

Cassi Schlagel, Pool Manager.....	\$7.75/hour
Ashley DesLauriers, Lifeguard.....	\$7.00/hour
Angie O’Neill, Lifeguard.....	\$7.00/hour
Kandice Hanley, Lifeguard.....	\$7.00/hour
Paige Paulson, Lifeguard.....	\$7.00/hour
Ally Warkenthien, Lifeguard in training	\$6.75/hour
Increased upon completion of WSI	\$7.00/hour
Adrienne Brannan, Lifeguard in training.....	\$6.75/hour
Increased upon completion of WSI.....	\$7.00/hour
Samantha Hoffman, Basket Attendant.....	\$5.25/hour
Jordan Lindgren, Basket Attendant.....	\$5.25/hour
Family Pass, includes unlimited lessons.....	\$100.00
Family Pass, without lessons	\$75.00
Individual Pass, includes one lesson.....	\$50.00
Student Daily Pass	\$2.00
Adult Daily Pass	\$3.00
Age 5 and under.....	free

Motion # 70-2005

Motion by Larry Dreher, seconded by Don DesLauriers, to approve the following summer recreation coaches. All members voting yes. Motion carried.

Andrea Seefeldt, Girls Softball.....	\$7.50/hour
Mark Jones, Boys Baseball.....	\$7.50/hour

Med van driver applications deadline has closed. Upon further consideration, no additional staff will be hired at this time. Applications will be held should a need arise in the near future.

Motion # 71-2005

Motion by Kerry Kline, seconded by Louann Streff, to adjourn. All members voting yes. Motion carried.

Meeting adjourned at 8:54 pm.

Mayor Lester C. Solberg

Attest: Finance Officer Jackie Luttrell

**City of Clark Council Meeting
April 4, 2005
6:00 PM**

Call to Order: The Clark City Council met in session on April 4, 2005 at 6:00 pm in the City Hall Council Room.

Council Members Present: Don DesLauriers, Larry Dreher, Louann Streff, Kerry Kline, Lyle Brenden and John Pollock.

Others Present: Mayor Les Solberg, Finance Officer Jackie Luttrell, City Attorney Chad Fjelland, Police Chief Stacy Mayou, Courier Editor Bill Krikac, Tracy Reiersen from Cook's Wastepaper & Recycling, Fred Obermeier, Brock Greenfield and Craig Rasmussen.

Mayor Solberg called the meeting to order at 6:00 pm.

Action # 72-2005

Motion by John Pollock, seconded by Lyle Brenden, to adopt the agenda as amended. All members voting yes. Motion carried.

Action # 73-2005

Motion by Don DesLauriers, second Larry Dreher, to approve the minutes from the March 21, 2005 Council meeting. All members voting yes. Motion carried.

Action # 74-2005

Motion by Lyle Brenden, seconded by Louann Streff, to approve the Financial Statements. All members voting yes. Motion carried.

Action # 75-2005

Motion by Larry Dreher, seconded by John Pollock, to approve the following claims list. All members voting yes. Motion carried.

March Additional Claims

Check #	To	For	Amount
17918	Petty Cash	Supplies	\$58.37
17919	Watertown Community Rec	Deposit for lifeguard & WSI training	\$150.00
17920	Petty Cash	Supplies	\$37.93
17921	Eileen Dunbar	Payroll	\$188.09
17922	Robert Gergen	Payroll	\$1,204.89
17923	Alan Hollatz	Payroll	\$102.01
17924	John Howardson	Payroll	\$207.70
17925	Carmen Kloster	Payroll	\$637.46
17926	Lisa McGraw	Payroll	\$277.06
17927	Dorcus Protexter	Payroll	\$694.59

City Council Meeting – April 4, 2005

Check #	To	For	Amount
17928	Ronald Schorg	Payroll	\$153.88
17929	Lester Solberg	Payroll	\$364.78
17930	Teri Stokely	Payroll	\$236.19
17931	Darin Altfillisch	Payroll	\$1,325.92
17932	Larry Bartels	Payroll	\$109.89
17933	Roger Collins	Payroll	\$1,133.92
17934	Rae Jean Flora	Payroll	\$455.86
17935	Keith Kruthoff	Payroll	\$266.04
17936	Jackie Luttrell	Payroll	\$762.71
17937	Stacy Mayou	Payroll	\$1,050.17
17938	Loren Stanley	Payroll	\$788.15
17939	Jeremy Wellnitz	Payroll	\$791.91
17940	Bank of the West	941 taxes	\$3,474.26
17941	SD Retirement Systems	Retirement contributions	\$2,415.98

New Claims for April

To	For	Amount
A-OX Welding Supplies	Supplies	\$6.44
Baker & Taylor Books	Library books	\$131.38
Banyon Data Systems	Software support	\$1,390.00
Book of the Month Club	Library books	\$49.65
Burghardt	Radio repairs	\$221.41
Cardell's	Gas supplies	\$74.20
Carlson Distributing	Liquor	\$4,095.10
Clark County Courier	Advertising	\$357.54
Clark Flower & Gift Shop	District 1 supplies	\$85.50
Clark Quality Meats	District 1 supplies	\$91.02
Dakota Style Chips	District 1 supplies	\$16.50
Desnoyer's Hardware	Supplies	\$289.73
Ellwein Brothers	Liquor invoices	\$8,419.10
Expectec	Police computer repairs	\$241.91
Fjelland Attorney at Law	Attorney fees	\$251.20
Forest Excavating	Water repairs	\$930.70
In the Swim	Pool supplies	\$52.05
ITC	Utilities	\$420.20
Johnson Bro Famous Brands	Liquor invoices	\$4,425.28
Mack's	Supplies	\$82.77
NAPA Auto Parts	Supplies	\$8.64
Northwestern Energy	Utilities	\$7,127.98
Olson's Motor Co.	Med Van Repairs	\$299.68
Olson's Auto Parts	Fire Dept Supplies	\$84.54
Porter Distributing	Liquor invoice	\$360.00

To	For	Amount
SoDak Distributing Co.	Liquor invoices	\$4,564.76
Star Laundry	Rug cleaning	\$48.90
The Literacy Guild	Library books	\$31.48
The Penworthy Co.	Library books	\$74.83
The U.S. Life Insur. Co.	Life insurance	\$14.00
VALIC	Retirement contributions	\$225.00
Western Books	Library Books	\$52.95
Westside Implement	Supplies	\$4.12

Call for Bids for Residential Solid Waste Collection

At this time, the only bid received for solid waste collection was opened from Cook’s Wastepaper & Recycling, Inc. The bid states it will honor all the terms of the current contract with a price of \$9.48 per domestic unit for once a week garbage pickup plus \$0.30 to compensate the city for its billing procedures. This bid is a 1 percent increase which equals \$0.09 increase to each residential garbage bill.

Action # 76-2005

Motion by John Pollock, seconded by Lyle Brenden, to accept the Cook’s bid for garbage collection as stated above. All members voting yes. Motion carried.

Action # 77-2005

Motion by Larry Dreher, seconded by Don DesLauriers, to approve Pay Request No. 1 to Engineering America for the Wastewater Plant Sludge Storage Tank for \$40,187.04. All members voting yes. Motion carried.

Action # 78-2005

Motion by John Pollock, seconded by Kerry Kline, to table Pay Request No. 6 to Midland Contracting for the final payment of \$1000. Council would like an explanation for the poor dirt work. All members voting yes. Motion carried.

Police Report

Police Chief Mayou reported 1390 miles patrolled for the March 2005, two non-injury accidents, one grand theft, one driving under revocation, two DWIs, one possession of marijuana, four speeding, and one open container in a motor vehicle.

Action # 79-2005

Motion by Larry Dreher, seconded by Louann Streff, to approve the Police Report. All members voting yes. Motion carried.

Action # 80-2005

Motion by John Pollock, seconded by Lyle Brenden, to approve pay request for Clark Engineering for Phase II Cloud Street project for \$1,072.26. All members voting yes. Motion carried.

Action # 81-2005

Motion by John Pollock, seconded by Lyle Brenden, to approve pay request for Clark Engineering for the Wastewater Treatment Plant Sludge Storage Improvements for \$446.12. All members voting yes. Motion carried.

Action # 82-2005

Motion by Louann Streff, seconded by John Pollock, to approve Change Order No. 2 from Clark Engineering for the Wastewater Plant Sludge Storage Tank for additional \$2,275.00. All members voting yes. Motion carried.

Clark Area High School Baseball Club

At this time Brock Greenfield spoke to the Council about using the Dickinson Park baseball complex for the use of the baseball club he started. Greenfield has purchased liability insurance as this is not covered under the City's policy. City Attorney Fjelland stressed the importance of each participant signing a waiver to waive liability against the City. Being Greenfield is not a city-employed coach, he/club is required to maintain the field at the club's expense without the use of the City's equipment. Also, Greenfield will compensate the City for the electric bill for using the field lights.

Action # 83-2005

Motion by John Pollock, seconded by Larry Dreher, to authorize the use of the baseball field for the Baseball Club and bill electricity back to the club. The City will cover the cost of the water. All members voting yes. Motion carried.

Quarterly Award

At this time, Mayor Solberg presented the Quarterly Award to Fred Obermeier for his contributions to the City and the ball programs he has supported over the many years. Congratulations Fred!

2005 Dump Rates & Keys

Being our current ordinance does not allow for the practice of selling keys for free access to the dump and we cannot control what is disposed at the dump without proper supervision, Council has decided to revoke the use of selling keys. Refunds will be sent to those who have previously purchased dump keys. Disposals require supervision by the attendant and payment at time of disposal. To ensure the proper disposal of Freon, the ordinance will be revised to allow disposing of Freon units at an additional charge.

Action # 84-2005

Motion by Don DesLauriers, seconded by Larry Dreher, to approve Resolution # 736 A RESOLUTION SETTING FORTH A SCHEDULE OF RATES FOR USE OF THE CITY OF CLARK RUBBLE SITE, stop selling access keys to the dump, and revise ordinance to allow dumping units containing Freon at an additional charge. All members voting yes. Motion carried.

Action # 85-2005

Motion by Lyle Brenden, seconded by Kerry Kline, to extend the Operating Agreement for Package Off-Sale Liquor Establishment between the CITY OF CLARK and Lester Solberg for a period of five (5) years, with an expiration date of March 1, 2010. All members voting yes. Motion carried.

Action # 86-2005

Motion by John Pollock, seconded by Louann Streff, to authorize the purchase of two 55 gallon drums of Mosquito Mist at a cost of \$2,923.25 per drum. All members voting yes. Motion carried.

Action # 87-2005

Motion by Don DesLauriers, seconded by John Pollock, to authorize travel expenses for Rae Jean Flora and Jackie Luttrell to attend the SDRS Authorized Agent Seminar on May 4, 2005. All members voting yes. Motion carried.

Commercial Street Sidewalk Project

Commercial Street businesses are requesting City approval to begin redoing the sidewalks along Commercial Street businesses. Many issues need to be considered including ownership, maintenance, costs, and utility lines. A special meeting will be held to discuss these issues.

Action # 88-2005

Motion by John Pollock, seconded by Kerry Kline, to reverse Action 28-2005 authorizing Ben Elliott to perform the 2004 audit. All members voting yes. Motion carried.

Action # 89-2005

Motion by Larry Dreher, seconded by Louann Streff, to approve having William Neale & Co. to perform the 2004 audit for the City of Clark at a rate of \$45.00/hour. All members voting yes. Motion carried.

Hooved Animals within City Limits

City Ordinance prohibits hooved animals within the City limits. There will be no changes to this ordinance.

Action # 90-2005

Motion by Larry Dreher, seconded by Kerry Kline, to not join the Northern Route to the Black Hills Association. All members voting yes. Motion carried.

Action # 91-2005

Motion by Larry Dreher, seconded by John Pollock, to set the ball program fees at \$15 per participant. All members voting yes. Motion carried.

Action # 92-2005

Motion by John Pollock, seconded by Kerry Kline, to approve the Proclamation for Delores Henderson. All members voting yes. Motion carried.

**Executive Proclamation
City of Clark
State of South Dakota
Office of the Mayor**

WHEREAS, Delores Henderson chose to serve Clark County as an Extension Educator, and we are richer because Delores chose this as her life's work; and
WHEREAS, Delores Henderson has devoted 25 years to the service of Clark County; and
WHEREAS, during Delores Henderson's service she has provided dedication to her job and individuals of the community, going above and beyond her duties; and
WHEREAS, Delores Henderson has provided great service to developing future leaders in her work with local 4-H groups and Extension Clubs; and
WHEREAS, the City of Clark, in admiration of the excellent work ethic and dedication has agreed to proudly acknowledge the services of Delores Henderson; and
NOW, THEREFORE, I, LESTER C. SOLBERG, Mayor of the City of Clark, State of South Dakota, do hereby recognize the 1st day of April, 2005 as;

DELORES HENDERSON DAY

IN WITNESS THEREOF, I have hereunto
Set my hand and caused to be affixed the seal
of the City of Clark this 29th day of March, 2005
LESTER C. SOLBERG

ATTEST:
Jackie Luttrell
Finance Officer

Motion # 92-2005

Motion by Kerry Kline, seconded by Louann Streff, to proclaim the week of April 3-9, 2005 as the East Central Association for the Education of Young Children Week. All members voting yes. Motion carried.

Proclamation by Mayor Les Solberg

WHEREAS, the East Central Association for the Education of Young Children and other local organizations in conjunction with the National Association for the Education of Young Children, are celebrating the Week of the Young Child, April 3-9, 2005; and
WHEREAS, by calling attention to the need for high-quality early childhood services for all children and families within our community/state, these groups hope to improve the quality and availability of such services; and
WHEREAS, the future of our community/state depends on the quality of the early childhood experiences provided to young children today; and
WHEREAS, high-quality early childhood services represent a worthy commitment to our children's future;
I, Les Solberg, Mayor Clark, South Dakota, do hereby proclaim April 3-9, 2005 as The Week of the Young Child in Clark, South Dakota and urge all citizens to recognize and support the needs of young children in our community/state.

Motion # 93-2005

Motion by John Pollock, seconded by Don DesLauriers, to approve paying \$3,000 for Clark Chamber dues. All members voting yes. Motion carried.

Cloud Street Dust

Craig Rasmussen visited with the Council about the dust issues on Cloud Street. Rasmussen asked the Council to reduce the speed limit to 15 MPH until the road has been paved. City Attorney Fjelland will research if that is something the City changes, or being it is a County road, if the County could change.

Bid Openings, continued

Motion # 94-2005

Motion by Don DesLauriers, seconded by John Pollock, to accept the Concession Stand bid from Janet Hurlbert at a payment of \$250.00 up front for the first \$1,000 of profit, then 10% for each dollar of profit exceeding \$1,000. All members voting yes. Motion carried.

Motion # 95-2005

Motion by John Pollock, seconded by Larry Dreher, to accept the backhoe operator bid from Forest Excavating at a rate of \$60.00/hour for backhoe and operator, and \$20.00/hour for extra laborer. All members voting yes. Motion carried.

Motion # 96-2005

Motion by Larry Dreher, seconded by Lyle Brenden, to reject all tree removal bids at this time due to needing further details. All members voting yes. Motion carried.

Motion # 97-2005

Motion by Don DesLauriers, seconded by Louann Streff, to accept the stump removal bid from Westside Implement as follows: For stumps 6-12" below ground level, clean up and refill \$25.00 for stumps 25" or less, then \$1.00 per inch thereafter. All members voting yes. Motion carried.

Water Disconnects

It was the consensus of the Board to continue to diligently disconnect service for overdue accounts. This has been an effective method of getting overdue accounts paid.

Motion # 98-2005

Motion by Don DesLauriers, seconded by John Pollock, to close regular session and convene into Executive Session to discuss Industrial Development and Personnel issues. All members voting yes. Motion carried.

Mayor Solberg announced Executive Session began at 8:03 pm and ended at 8:25 pm.

Motion # 99-2005

Motion by Larry Dreher, seconded by Kerry Kline, to hire Richard Claussen for landfill attendant at a pay of \$7.25/hour and Floyd Sjoberg as assistant landfill attendant at a pay of \$7.00/hour. All members voting yes. Motion carried.

Motion # 100-2005

Motion by Lyle Brenden, seconded by Louann Streff, to hire Becky Jenkins to replace Kandice Hanley who did not accept the position at a pay of \$6.75/hour while in training, and raise to \$7.00/hour upon passing WSI class. All members voting yes. Motion carried.

Motion # 101-2005

Motion by Kerry Kline, seconded by Louann Streff, to adjourn. All members voting yes. Motion carried.

Meeting adjourned at 8:27 pm.

Mayor Lester C. Solberg

Attest: Finance Officer Jackie Luttrell

**City of Clark Council Meeting
May 2, 2005
7:00 PM**

Call to Order: The Clark City Council met in session on May 2, 2005 at 7:00 pm in the City Hall Council Room.

Council Members Present: Don DesLauriers, Larry Dreher, Louann Streff, Kerry Kline, and John Pollock. Lyle Brenden was absent.

Others Present: Mayor Les Solberg, Finance Officer Jackie Luttrell, City Attorney Chad Fjelland, Police Chief Stacy Mayou, Courier Editor Bill Krikac, and Jim Holbeck.

Mayor Solberg called the meeting to order at 7:00 pm.

Oaths of Office were taken by Mayor Solberg and Councilpersons Don DesLauriers, Larry Dreher, Kerry Kline and Louann Streff for the new term.

Action # 102-2005

Adopt Agenda

Motion by John Pollock, seconded by Kerry Kline, to adopt the agenda as amended. All members voting yes. Motion carried.

Action # 103-2005

Council President

Motion by John Pollock, seconded by Don DesLauriers, to nominate Larry Dreher as Council President. Motion by Kerry Kline to cease nominations. All members voting yes. Motion carried.

Action # 104-2005

Council Vice President

Motion by John Pollock, seconded by Don DesLauriers, to nominated Kerry Kline as Council Vice President. Motion by Louann Streff to cease nominations. All members voting yes. Motion carried.

Police Report

Police Chief Mayou gave the April 2005 report as 1731 miles patrolled, one non-injury accident, one grand theft cleared, two fail-to-stop approaching stopped emergency vehicle using signals, four speeding, one DWI, one driving under revocation, one possession of controlled substance, one possession of marijuana, and one subject arrested on a bench warrant out of Ohio.

Mayou also updated the council on the activities of the new Meth Lab Coalition. Training is scheduled for May 12 in Watertown. Next meeting is May 9 at 6:30 at City Hall.

Action # 105-2005

Police Report

Motion by Don DesLauriers, seconded by Larry Dreher, to approve the Police Report. All members voting yes. Motion carried.

Action # 106-2005

April Minutes

Motion by Larry Dreher, seconded by Louann Streff, to approve the minutes from the April 4, 2005 council meeting. All members voting yes. Motion carried.

Action # 107-2005

Financial Statements

Motion by Larry Dreher, seconded by John Pollock, to approve the April financial statements. All members voting yes. Motion carried.

Action # 108-2005

Claims

Motion by John Pollock, seconded by Louann Streff, to approve the following claims list. All members voting yes. Motion carried.

April Additional Claims

Check #	Name	For	Amount
GJ40105	City of Clark	Water deposit applied to account	\$100.00
1020	Clark Engineering	Phase II Cloud Street, engineering fees	\$4,382.36
1021	Clark Engineering	Phase II, Cloud Street, engineering fees	\$1,072.26
1022	Clark Engineering	Ph I Wastewater Sludge Storage Tank, engineering fees	\$446.12
1023	Clark Engineering	Ph I Wastewater Sludge Storage Tank, engineering fees	\$2,538.77
1024	Clark Engineering	Ph I Wastewater Sludge Storage Tank, engineering fees	\$744.50
1057	Engineering America	Phase I Wastewater Sludge Storage Tank	\$40,187.04
17987	Ramada Inn	Lunches for NEFOG meeting	\$17.00
17988	First National Bank	SRF loan payment	\$6,202.75
17989	Cook's Wastepaper	Garbage collection	\$30.00
17990	Patty Moeller	Water deposit refund	\$50.00
17991	Petty Cash	Supplies	\$36.01
17992	Aberdeen Park & Rec.	WSI class deposit	\$20.00
17993	Darin Altfillisch	Payroll	\$1,082.33
17994	Roger Collins	Payroll	\$1,027.41
17995	Rae Jean Flora	Payroll	\$455.86
17996	Keith Kruthoff	Payroll	\$246.89
17997	Jackie Luttrell	Payroll	\$762.71
17998	Stacy Mayou	Payroll	\$1,050.17
17999	Cassi Schlagel	Payroll	\$153.88
18000	Floyd Sjoberg	Payroll	\$183.97
18001	Loren Stanley	Payroll	\$788.15
18002	Jeremy Wellnitz	Payroll	\$791.91
18003	Bank of the West	941 taxes	\$2,217.32
18004	NEFOG	Membership dues	\$32.00
18005	Petty Cash	Supplies & maintenance	\$73.03

City Council Meeting – May 2, 2005

Check #	Name	For	Amount
18006	Clark Rural Water	Supplies	\$7,257.00
18007	Cook's Wastepaper & Recycling	April Garbage collection	\$4,464.89
18008	City of Clark	Supplies	\$61.75
18009	AFLAC	Insurance	\$203.10
18010	Darin Altfillisch	Payroll	\$1,045.43
18011	Roger Collins	Payroll	\$1,109.34
18012	Rae Jean Flora	Payroll	\$455.86
18013	Keith Kruthoff	Payroll	\$342.62
18014	Jackie Luttrell	Payroll	\$741.43
18015	Stacy Mayou	Payroll	\$1,050.17
18016	Floyd Sjoberg	Payroll	\$299.26
18017	Loren Stanley	Payroll	\$814.58
18018	Jeremy Wellnitz	Payroll	\$791.91
18019	Ryan Burke	Payroll	\$188.55
18020	Richard Claussen	Payroll	\$87.04
18021	Eileen Dunbar	Payroll	\$188.09
18022	Robert Gergen	Payroll	\$1,159.94
18023	Alan Hollatz	Payroll	\$99.75
18024	John Howardson	Payroll	\$187.00
18025	Carmen Kloster	Payroll	\$590.83
18026	Lisa McGraw	Payroll	\$233.20
18027	Dorcas Proxtexter	Payroll	\$669.98
18028	Robert Schlueter	Payroll	\$166.41
18029	VOID		
18030	Teri Stokely	Payroll	\$277.36
18031	Lester Solberg	Payroll	\$364.78
18032	Bank of the West	Payroll	\$3,414.40
18033	South Dakota Retirement Systems	Payroll	\$2,334.84

New Claims for May

Name	For	Amount
Audio Book Club	Audio books	\$66.02
Avera Queen of Peace	Professional fees	\$44.00
Cardell's	Supplies	\$59.65
Cellular One	Utilities	\$149.38
Clark Community Oil Company	Supplies	\$1,786.02
Clark County Farmers Elevator	Lawn mix	\$47.50
Clark/Doland Concrete	Supplies	\$222.00
Clark Flower & Gift Shop	Supplies	\$27.50
Clausen Farms	Gravel	\$698.00
Codington Clark Equipment	Supplies	\$10.62
Colonial Research	Supplies	\$637.68
Department of Revenue	Water testing	\$248.00

City Council Meeting – May 2, 2005

Name	For	Amount
DesLauriers Oil	Med Van Diesel, Supplies	\$240.95
Desnoyer's Hardware	Supplies	\$166.20
Electric Motors & Moore	Sewer repair	\$270.00
Fjelland Attorney at Law	Legal fees	\$193.60
Florey's Plumbing	Repairs	\$202.92
Gruenwald Electric	Repairs	\$1,839.73
Huron Culvert & Tank	Supplies	\$80.15
ITC	Utilities	\$446.16
Jackie Luttrell	Travel Expenses	\$48.64
Johnson Brothers Famous Brands	Liquor	\$6,372.73
K & P Pump Repair	Sewer repairs	\$464.61
Ken's Food Fair	Supplies	\$27.19
M&T Fire Safety	Supplies	\$18.00
Mack's	Supplies	\$247.12
Moritz Publishing	Supplies	\$22.50
Mystery Guild	Books	\$46.94
Northwestern Energy	Utilities	\$5,938.17
Office Systems	Supplies	\$92.15
Olson's Auto Parts	Supplies	\$10.33
Olson's Motor Co.	Repairs & maintenance	\$439.81
One Call Systems	One call tickets	\$4.95
Oscar's Machine Shop	Repairs	\$641.63
Pat Rosenau	Library help	\$28.00
Paul Fuller	Water deposit refund	\$50.00
Porter Distributing	Liquor supplies	\$259.00
Recreonics	Pool supplies	\$767.28
S.D. Assoc. of Rural Water Systems	Association dues	\$285.00
Share Corp	Supplies	\$145.40
SoDak Distributing	Liquor	\$6,490.70
Star Laundry	Maintenance - Rug cleaning	\$48.90
The Tree Farm	Arbor Day trees	\$119.80
UBC	Repairs & maintenance	\$294.45
Van Diest Supply Co.	Mosquito spray	\$2,923.25
Viking Office Products	Supplies	\$366.88
Wellmark Blue Cross Blue Shield	Insurance	\$2,952.49
Wells Fargo Financial	Copier lease	\$132.87
Westside Implement, Inc.	Supplies	\$50.80
Young's Primetime Sports	Teener supplies	\$283.85

Action # 109-2005

Sludge Tank Clark Engineering Pay Request

Motion by Kerry Kline, seconded by Larry Dreher, to approve a pay request from Clark Engineering for \$3,987.13 for Phase I Wastewater Treatment Plant Sludge Storage Improvements. All members voting yes. Motion carried.

Action # 110-2005 **Cloud Street Clark Engineering Pay Request**

Motion by Don DesLauriers, seconded by John Pollock to approve a pay request from Clark Engineering for \$3,252.26 for the Phase II Cloud Street project. All members voting yes. Motion carried.

Action # 111-2005 **Sludge Tank Engineering America Pay Request**

Motion by Larry Dreher, seconded by Don DesLauriers, to approve Pay Request No. 2 for Engineering America for \$77,895.00 for the Wastewater Plant Sludge Storage Tank. All members voting yes. Motion carried.

Action # 112-2005 **Phase I Midland Pay Request**

Motion by Larry Dreher, seconded by Louann Streff, to allow payment of the remaining Pay Request No. 6 from Midland Contracting for \$1000 minus the cost of labor for the picking up rocks and grass seed. All members voting yes. Motion carried.

Action # 113-2005 **Phase II Olson Construction Pay Request**

Motion by Kerry Kline, seconded by Louann Streff, to allow payment of Pay Request No. 5 from Olson Construction for \$38,680.77 on the Phase II Cloud Street Project. All members voting yes. Motion carried.

Dump Report

Councilman Pollock reported that 77 dump passes have been used at the dump at a cost of \$381 or an average cost of \$4.95 per pass. Dumping fees incurred by the Clark Golf Course have been waived at a cost of \$90.

Action # 114-2005 **Dump Report**

Motion by Larry Dreher, seconded by Louann Streff, to approve the Dump Report. All members voting yes. Motion carried.

Action # 115-2005 **Official Newspaper**

Motion by John Pollock, seconded by Louann Streff, to approve Clark County Courier as the official newspaper for the City of Clark, and Dacotah Bank and Bank of the West (formerly Community First Bank) as the official banks for the City of Clark. All members voting yes. Motion carried.

Mayor Solberg’s 2005 Appointments

Pool, Streets, and Alleys	Larry Dreher
Water and Sewer	Lyle Brenden
American Disabilities Act, Dickinson Park & City Parks	Louann Streff
911, Sidewalks, and Rubble Site.....	John Pollock
Zoning Officer, Finance Dept, and Liquor Officer.....	Kerry Kline
Recreation Director and Softball Complex.....	Don DesLauriers
Finance Officer	Jackie Luttrell
Finance Officer Assistant.....	Rae Jean Flora
Chief of Police	Stacy Mayou
Police Officer – full time #1	Jeremy Wellnitz

City Council Meeting – May 2, 2005

Police Officer – part time #1..... Alan Hollatz
 Police Officer – part time #2..... Ryan Burke
 Street Superintendent..... Roger Collins
 Park & Landfill Superintendent..... Loren Stanley
 Pool, Water, & Sewer Superintendent..... Darin Altfillisch
 Head Librarian.....Dorcas Protexter
 City Attorney..... Chad Fjelland
 Health Officer.....Bryan Wientjes
 125th Anniversary City Rep.....Larry Dreher

Library Board

Joyce Warren – 2 yrs
 Beverly Clausen – 2 yrs
 Carolyn Harding – 1 yrs
 Bev Kluess- 3 yr
 Nancy Fischer – 3 yr

Planning Commission

Larry Dreher
 Lyle Brenden
 Chad Fjelland
 Louann Streff

Park Board

Kerry Kline
 Dorcas Protexter
 Rae Jean Flora

Industrial Development Board

Warren Brandlee – 4 yrs
 Francis Hass – 2 yrs
 Lyle Brenden (Coordinator) – 1 yrs
 Keith Warren – 5 yr
 Rick Worth – 3 yr

Clark Housing & Redevelopment Board

Chuck Bokinski – 4 yrs
 Bill Krikac – 3 yrs
 Sandy Altfillisch – 2 yrs
 Bob Schlueter – 1 yrs
 Tracy Aguayo – 5 yr
 Theresa Kaufman – Secretary

Action # 116-2005

Mayor Appointments

Motion by John Pollock, seconded by Kerry Kline, to approve the Mayor appointments as stated above. All members voting yes. Motion carried.

Health Insurance Review

Finance Officer Luttrell informed the Council that the renewal for the Wellmark Blue Cross Blue Shield Insurance increased by 23.46% from last year. The City currently pays 100% of the single coverage rate and all but half of the difference between single and family coverage rate. Council asked to table this at this time to look for other ways to save money on this expense.

ITC Community Pages

Finance Officer Luttrell informed the Council that she has been working with Brenda Jenkin’s high school computer class to develop Clark community pages to post on ITC’s channel 1 Community Pages. The City will continue to post non-profit information pertinent to Clark residents.

City Wide Cleanup

The Clark City Wide Cleanup will be held on May 7. The Rotary Club and City will assist with pickups.

Tree & Stump Removal Update

Finance Officer Luttrell informed the council that bids are only required when the cost equals or exceeds \$15,000. For the future, tree and stump removals will not be put out for bid unless there is an expectation of exceeding that amount.

Relay for Life June 3 & 4, 2005

Relay for Life will be held at Dickinson Park on the evening of June 3 into the morning of June 4.

Holbeck Addition

Jim Holbeck addressed the Council on the progress of his development. He requested the City's assistance in cost share of the street, water and sewer expenses. According to previous council meeting minutes, no decisions were ever made on the cost share of these expenses. Holbeck remembers a different resolution that the City had agreed to assist in these costs. Estimates of these costs are needed before any decisions can be made.

Action # 117-2005

Finance Officer School

Motion by John Pollock, seconded by Louann Streff, to approve the travel and conference expenses for Rae Jean and Jackie to attend Finance Officer school in Pierre on June 15 -17. All members voting yes. Motion carried.

Action # 118-2005

Lawn Maintenance Ordinance

Motion by Larry Dreher, seconded by Kerry Kline, to publish Ordinance #406 Lawn Maintenance Ordinance twice in the upcoming weeks to remind residence of the moving requirements. All members voting yes. Motion carried.

Action # 119-2005

Rec Workers Meals

Motion by John Pollock, seconded by Larry Dreher, to buy evening meals for the rec workers during Summer Rec Night signup on May 9 and 10. All members voting yes. Motion carried.

Swimming Pool Update

Councilman Dreher informed the council of his discussions with First District on pool grant possibilities. No grant was applied for at this time as future decisions need to be made on what we want to do with the current pool. Pool repairs will begin soon to tentatively set an opening date of May 28.

Building Permits

A reminder about building permits will be published again in the paper to remind residents when a building permit is required.

Water Disconnects

Council reviewed the list of late water payments. The City will continue to disconnect overdue water customers.

Softball & Baseball Field Update

Councilman Don DesLauriers advised the Council that new rules require the softball field to have a double bag on the first base to prevent injuries to the runner and the first-baseman.

DesLauriers shared a letter from Fred Obermeier on behalf of the Clark Traders Amateur Baseball Team. They are once again asking for their annual support contribution, rental for power racking the field, and supplies to build up the pitcher's mound.

Action # 120-2005

Softball & Baseball Support

Motion by Larry Dreher, seconded by John Pollock, to purchase a double bag for the Softball field, give \$500 to support the Amateur league, pay for the rental of a power rack and continue maintenance needed on the baseball field. All members voting yes. Motion carried.

More discussion surrounded the support for the VFW and Legion baseball team. The City has not been approached by either group for support of these teams.

Action # 121-2005

Executive Session

Motion by Don DesLauriers, seconded by Louann Streff, to close regular session and convene into Executive Session for contractual and personnel matters. All members voting yes. Motion carried.

Mayor Solberg announced Executive Session began at 9:30 pm and ended at 10:00 pm.

Action # 122-2005

Hire Summer Help

Motion by Louann Streff, seconded by Kerry Kline, to hire Shawn Kjetland for part-time summer help at a pay of \$7.00/hour. All members voting yes. Motion carried.

Commercial Street Sidewalk Project

Business owners on the east side of Commercial Street wish to begin replacing the sidewalks in front of their business. City Attorney Fjelland is drawing up an hold-harmless agreement stating the City is not responsible for damage during the sidewalk removal. The sidewalk will be replaced in front of one business at a time.

Action # 123-2005

Adjourn

Motion by Kerry Kline, seconded by Louann Streff, to adjourn. All members voting yes. Motion carried.

Meeting adjourned at 10:05 pm.

Mayor Lester C. Solberg

Attest: Finance Officer Jackie Luttrell

(seal)

**City of Clark Council Special Meeting
May 26, 2005
7:00 PM**

Call to Order: The Clark City Council met in session on May 26, 2005 at 7:00 pm in the City Hall Council Room.

Council Members Present: Don DesLauriers, Larry Dreher, Louann Streff, Kerry Kline, Lyle Brenden, and John Pollock.

Others Present: Mayor Les Solberg, Finance Officer Jackie Luttrell, Bill Krikac, Pete Eccles from A.P. & Son, Brent Forest with Forest Excavating, Lanny Olson with Olson Construction, Marlene Knutson with First District, Randy Gruenwald, Willie Gruenwald, Bill Ellingson, and representing the Medical Facility Board: Joyce Helkenn, Bob Bjerke, Merlyn Ritter, Ryan Claussen, Brad Lamb and Kyle Gaikowski.

Mayor Solberg called the meeting to order at 7:03 pm.

Action # 124-2005

Adopt Agenda

Motion by Lyle Brenden, seconded by John Pollock, to adopt the agenda as amended. All members voting yes. Motion carried.

Action # 125-2005

Approve Minutes

Motion by John Pollock, seconded by Larry Dreher, to approve the Council Meeting Minutes from May 2, 2005. All members voting yes. Motion carried.

2005 Water & Sewer Improvements Bid Opening

At this time, bids were opened for the 2005 Water & Sewer Improvements. This project consists of the following: Approximately 300 LF of 6” sanitary sewer main, 2 sanitary sewer manholes, 5 sewer services, 320 LF of 6” PVC Class 200 watermain, 1 fire hydrant, 5 water services, valves, fittings and related appurtenances to complete the work. The bids were as follows:

Forest Excavating	\$24,020.00
Ted’s Trenching, Inc.	\$30,532.00
Olson Construction	\$29,977.10
A.P. & Son	\$38,736.28

After a short break to recalculating the contractor’s bid, A.P. & Son’s bid was re-entered as \$37,736.28.

Action # 126-2005

Accept Bid from Forest Excavating

Motion by Don DesLauriers, seconded by Lyle Brenden, to accept the low bid from Forest Excavating. All members voting yes. Motion carried.

Action # 127-2005

Rescind & Reaccept Amended Agenda

Motion by Don DesLauriers, seconded by Louann Streff, to rescind Motion # 124-2005, add Sludge Tank Removal to the agenda, and re-approve the amended agenda. All members voting yes. Motion carried.

Action # 128-2005

Sludge Tank Removal

Motion by Larry Dreher, seconded by Lyle Brenden, to accept the proposal from Forest Excavating to remove the old sludge tank for \$4,800.00. All members voting yes. Motion carried.

**CDBG Progress Public Hearing
Clark Phase I Wastewater Improvements Project**

Marlene Knutson took the floor to explain that as part of the Phase I project, we are required to hold a public progress hearing. This is for the Phase I project to include both the 10 Block Improvements and the Sludge Tank.

No general public was in attendance for the hearing.

Phase I: Knutson informed the Council that the City has approximately \$55,000 left to spend from un-used Rural Development Grant and local fund commitments. The City will decide on how to spend this money once quotes are received. First District will receive \$1,500.00 for their additional time.

Phase II: Knutson informed the Council that approximately \$30,000 of in-kind time and supplies from the County is being used against our local match. There is approximately \$9,000 left from loans and grants. Council is considering using the money to put in curb and gutter on the south side of Dickinson Park.

Motion #129-2005

Approve Claims

After some explanations on a few vendors claims, motion made to approve the following claims list was received by John Pollock, seconded by Larry Dreher. All members voting yes. Motion carried.

May Additional Claims

Check #	Name	For	Amount
--	Harland Checks	Check printing charge	\$197.16
1025	Clark Engineering	Ph II engineering fees	\$3,252.26
1058	Engineering America	Ph I Sludge Tank, Pay Request #2	\$15,812.96
1059	Clark Engineering	Wastewater improvement engineering fees	\$3,987.13
1060	Engineering America	Ph I, Partial Pay Request #2	\$34,707.04
1061	Engineering America	Ph I Sludge Tank, Partial Pay Request #2	\$27,375.00
18084	Ellwein Brothers	Liquor invoices	\$6,411.85

City Council Meeting – May 26, 2005

Check #	Name	For	Amount
18085	Carlson Distributing Co.	Liquor invoices	\$3,383.20
18086	Frank Farinelli	Reissued water deposit refund	\$100.00
18087	AFLAC	Insurance	\$203.10
18088	Governmental Finance Officer Assoc	Finance officer school registration	\$100.00
18089	Clark Traders	Annual donation	\$500.00
18090	City of Clark	Utilities	\$61.75
18091	Cook's Wastepaper & Recycling	Utilities	\$30.00
18092	Cook's Wastepaper	Garbage collection	\$4,589.55
18093	Comfort Inn	Conference expense	\$42.00
18094	Petty Cash	Summer rec petty cash	\$60.00
18095	The United States Life Insurance Co.	Life insurance	\$14.00
18096	Petty Cash	Supplies	\$47.98
18097	Darin Altfillisch	Payroll	\$1,108.17
18098	Adrienne Brannon	Payroll	\$35.84
18099	Richard Claussen	Payroll	\$124.48
18100	Roger Collins	Payroll	\$1,035.60
18101	Rae Jean Flora	Payroll	\$455.86
18102	Samantha Hoffman	Payroll	\$23.03
18103	Becky Jenkins	Payroll	\$31.17
18104	Keith Kruthoff	Payroll	\$361.77
18105	Jackie Luttrell	Payroll	\$741.43
18106	Stacy Mayou	Payroll	\$1,050.17
18107	Angie O'Neill	Payroll	\$96.58
18108	Paige Paulson	Payroll	\$17.78
18109	Cassi Schlagel	Payroll	\$171.77
18110	Floyd Sjoberg	Payroll	\$305.03
18111	Loren Stanley	Payroll	\$788.15
18112	Allie Warkenthien	Payroll	\$35.84
18113	Jeremy Wellnitz	Payroll	\$791.91
18114	Bank of the West	Payroll	\$2,358.34
18115	Clark Rural Water	Supplies	\$7,755.15
18116	Petty cash	Supplies	\$37.81
18117	Jackie Luttrell	Conference expenses, Sioux Falls	\$130.48
18118	Jackie Luttrell	Conference expenses, Watertown	\$28.20
18119	Rae Jean Flora	Conference expenses, Pierre	\$142.96
18120	Jackie Luttrell	Conference expenses, Pierre	\$38.00

New Claims

Name	For	Amount
3D Specialties	Street supplies	\$485.04
A-OX Welding Supplies	Street supplies	\$7.13
Ardis Evjen	Water deposit refund	\$48.58
Asphalt Paving & Materials	Street supplies	\$3,753.86
Beverly Kluess	Library substitute	\$56.00
Book of the Month Club	Books	\$18.18
Cassi Schlagel	Pool Supplies	\$124.97
Cellular One	Utilities, cell phones	\$130.73
Clark Community Oil	Supplies	\$1,349.25
Clark County Courier	Advertising	\$425.68
Clark County Treasurer	Supplies	\$1,517.35
Clark Doland Concrete	Sidewalk repairs	\$55.00
Cross Country Vets	Boarding stray dog	\$60.84
Dakota Electronics	Fire department repairs	\$41.25
Dakota Style	Supplies	\$17.40
Department of Revenue	Water testing	\$136.00
Ecolab	Pest control	\$67.00
Florey's Plumbing	Park bathroom repairs	\$99.88
Florey's Plumbing	Repairs	\$297.00
Halogen Supply Company	Swimming pool supplies	\$273.97
Ken's Food Fair	Supplies	\$10.61
Milbank Winwater Works	Supplies	\$3,090.72
Moeller Sheet Metal	A/C maintenance at City Hall	81.63
Moritz Publishing	Supplies	\$120.90
Northwestern Energy	Utilities	\$12.35
Northwestern Energy	Utilities	\$4,724.33
Office Systems	Supplies	\$262.98
One Call Systems	Supplies	\$35.64
Peckham Construction	Repairs	\$227.20
Penworthy Co.	Library books	\$18.05
Recon	Pool repairs	\$6,978.00
Recreonics	Pool supplies	\$41.68
Ritter's Repair	Pool repairs	\$114.80
Ryan's Candy	Swimming pool concessions	\$23.70
SD Dept. of Environmental & Natural Resources	Professional fees	\$600.00
The Literacy Guild	Books	\$78.55
UBC	Supplies	\$143.63
Viking Office Products	Supplies	\$281.10
Wellmark Blue Cross Blue Shield	Insurance	\$2,952.49
Wells Fargo Financial	Copier lease	\$132.87

Motion # 130-2005

Fireworks Donation

Motion by Larry Dreher, seconded by Lyle Brenden, to approve donating \$750 to the Clark Chamber of Commerce in support of the 4th of July Fireworks display. All members voting yes. Motion carried.

Motion # 131-2005

Rescind Olson Construction Pay Request – Phase II

Motion by Don DesLauriers, seconded by Larry Dreher, to rescind Motion #113-2005 Pay Request No. 5 to Olson Construction for \$38,680.77 because it did not include a retainage. All members voting yes. Motion carried.

Motion # 132-2005

Pay Request No. 5 Olson Construction – Phase II

Motion by Lyle Brenden, seconded by John Pollock, to approve revised Phase II Pay Request No. 5 from Olson Construction for \$28,669.82. All members voting yes. Motion carried.

Pay Request No. 6 FINAL Olson Construction – Phase II

Pay Request No. 6 FINAL from Olson Construction for \$12,204.95 is being held until Council decides how to spend the additional grant/local funds from the Phase II project.

Change Order FINAL No. 2 Olson Construction for Phase II

Change Order No. 2 FINAL from Olson Construction for \$3,027.00 is being held until Council decides how to spend the additional grant/local funds from the Phase II project.

Medical Facility Grant Update

Marlene Knutson, First District, informed the Council that the City received the Health Care and Other Facilities (HCOF) Grant application. Knutson explained that the City was approved for \$245,516 for construction of a health care facility. The stipulations associated with this grant are that the money can only be used for construction related costs and that the City must own the building. We have 30 days from May 20, 2005 to apply for the grant with an option of a 30-day extension. Health Resources and Services Administration (HRSA) needs to approve every step of the construction.

The Medical Board was available to describe the plans that they have for a 4,500 square foot building to include a clinic and a pharmacy. Costs estimates are around \$125 sq. ft. which includes land, building, and parking lot.

If the City decides to apply for this grant, a resolution must be approved to authorize the Mayor to sign the necessary paperwork, including the environmental study, and authorize First District to assist with the grant paperwork.

TIF Districts Explained by Bill Ellingson

Randy Gruenwald addressed the Council and introduced Bill Ellingson, TIF Attorney from Flandreau. Ellingson explained the benefits of TIF (Tax Increment Financing) Districts for cities and counties for public improvements, and gave a brief overview of the process.

Motion # 133-2005 **\$50,000 Down Payment for Duralite Building**

Motion by John Pollock, seconded by Kerry Kline, to approve Industrial Development's request for \$50,000 for the down payment of the Duralite building with the understanding that Council would like to see the loan paperwork including the loan schedule, rental payment (if applicable), is this lease to own, final payment, term of the loan, and interest rate. Kline, Pollock, DesLauriers, Dreher, and Streff voting aye. Brenden abstained.

Motion # 134-2005 **Malt Beverage License Renewals**

Motion by Larry Dreher, seconded by Streff, to approve Malt Beverage Licenses for Clark Lanes, Playhouse, and Clark American Legion All members voting yes. Motion carried.

Finance Officer Luttrell presented the Council with price comparisons of the health insurance quotes from Wellmark Blue Cross Blue Shield, Sioux Valley Health Plan, Avera Health Plan, and SDML.

Motion # 135-2005 **Health Insurance**

Motion by Larry Dreher, seconded by John Pollock, to renew City employees' health insurance with Wellmark Blue Cross and Blue Shield at the same benefit level. All members voting yes. Motion carried.

Motion #136-2005 **Executive Session**

Motion by John Pollock, seconded by Don DesLauriers, to close regular session and convene into executive session for contractual reasons. All members voting yes. Motion carried.

Mayor Solberg announced executive session began at 10:31 pm and ended at 10:47 pm.

Motion # 137-2005 **Adjourn**

Motion by Kerry Kline, seconded by Louann Streff, to adjourn. All members voting yes. Motion carried.

Meeting adjourned at 10:47 pm.

Mayor Lester C. Solberg

Attest: Finance Officer Jackie Luttrell

**City of Clark June Council Meeting
June 6, 2005
7:00 PM**

Call to order: The Clark City Council met in session on June 6, 2005 at 7:00 pm in the City Hall Council Room.

Council Members Present: Don DesLauriers, Larry Dreher, Louann Streff, Kerry Kline, Lyle Brenden, and John Pollock.

Others Present: Mayor Les Solberg, Finance Officer Jackie Luttrell, Police Chief Stacy Mayou, Glen Warkenthien, Jim Holbeck, Dennis Larson, Bill Krikac, Beth Hollatz, Gene Furness, Todd Warkenthien, Mike Flora, Daryl Tonak and Don Greenfield.

Mayor Solberg called the meeting to order at 7:01 pm.

Motion # 138- 2005

Adopt Agenda

Motion by John Pollock, seconded by Lyle Brenden, to adopt the agenda as amended. All members voting yes. Motion carried.

Motion # 139-2005

Approve Minutes

Motion by Larry Dreher, seconded by Louann Streff, to approve the Council Meeting Minutes from May 26, 2005. All members voting yes. Motion carried.

Police Report

Police Chief Mayou gave the May 2005 report: 1392 miles patrolled with one exhibition driving, two speeding, one stop sign violation, and one non-injury accident. Mayou also invited the Council to attend the upcoming Meth Training scheduled for Tuesday, June 21, 2005 at 7-9 pm in the Senior Citizens Center.

Motion # 140-2005

Accept Police Report

Motion by Larry Dreher, seconded by Don DesLauriers, to approve the Police Report. All members voting yes. Motion carried.

Nuisance Dog Complaint against Nathan Kappes

City Attorney Fjelland updated the Council on the barking dog complaints received against Nathan Kappes. Fjelland sent a notice to Kappes advising him he will need a special exception to house all his dogs at his house. Kappes has until June 9, 2005 to file an exception with City Hall.

Motion # 141-2005

Legion Baseball Donation

Motion by John Pollock, seconded by Kerry Kline, to approve a donation of \$1,500 to the Clark American Legion in support of the Legion baseball team. All members voting yes. Motion carried.

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Motion # 142-2005

Bat for Girls Softball

Motion by John Pollock, seconded by Louann Streff, to authorize Andrea Seefeldt to purchase a new softball bat at a value up to \$275. All members voting yes. Motion carried.

Motion # 143-2005

Financial Statements

Motion by Lyle Brenden, seconded by Larry Dreher, to approve the financial statements. All members voting yes. Motion carried.

Motion # 144-2005

Claims

Motion by Kerry Kline, seconded by Larry Dreher, to approve the following claims. All members voting yes. Motion carried.

Additional Claims for June

Check #	Name	For	Amount
76	Rural Development	May water utility payment	\$908.00
77	Rural Development	June water utility payment	\$908.00
1026	Olson Construction	Pay Request No. 5 Ph II	\$28,669.82
18191	Lyle Brenden	Payroll	\$480.00
18192	Don DesLauriers	Payroll	\$540.00
18193	Larry Dreher	Payroll	\$540.00
18194	Kerry Kline	Payroll	\$540.00
18195	John Pollock	Payroll	\$540.00
18196	Louann Streff	Payroll	\$360.00
18197	Clark County Courier	Subscription	\$33.00
18198	VALIC	Insurance	\$50.00
18199	Tara Thomas	Refund on summer rec	\$15.00
18200	Dacotah Bank	Down payment for Duralite building	\$50,000.00
18201	Aberdeen Park & Rec	WSI class	\$130.00
18202	Petty Cash	Mowing	\$30.00
18203	Clark Chamber of Commerce	Fireworks donation	\$750.00
18204	S.D. Dept of Revenue	Malt beverage licenses	\$375.00
18205	Andrea Seefeldt	Concession stand supplies	\$138.43
18206	SD Retirement System	Retirement contributions	\$2,349.04

New Claims

Name	For	Amount
Adrienne Brannon	Mileage for WSI & lifeguard classes	\$76.80
AFLAC	Insurance	\$203.10
Allie Warkenthien	Mileage	57.60
A-OX Welding Supply Co.	Supplies	\$7.50
Boen & Associates, Inc.	Teener baseball insurance	\$114.00

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Name	For	Amount
Cardell's Service Station	Supplies	\$207.72
Carlson Distributing	Liquor	\$3,845.95
Christina Flora	Rock picking for Ph I	\$112.00
Clark Community Oil	Supplies	\$1,004.24
Clark County Courier	Advertising	\$315.89
Clark County Farmers Elevator	Supplies	\$228.58
Clark Flower & Gift Shop	Flowers for planters	\$17.94
Clausen Construction	Dump dozer work	\$280.61
Codington Clark Equipment	Lawnmower repairs	\$74.21
Comfort Inn – Pierre	Conference expenses	\$120.00
Cook's Wasterpaper	Garbage collection	\$30.00
Dakota Electronics	Repairs & Supplies	\$231.70
DesLauriers Oil	Supplies	\$174.95
Desnoyer's Hardware	Repairs & supplies	\$528.63
Ellwein Brothers	Liquor invoices	\$6,853.30
Express Police Supply	Police supplies	\$103.97
Fjelland Attorney at Law	Legal services	\$1,086.40
Galls	Police supplies	\$46.93
Gruenwald Electric	Sewer plant supplies	\$60.85
Halogen Supply Co.	Pool supplies	\$76.15
Hamann Repair	Lawnmower repair	\$13.10
Hawkins Water Treatment	Pool supplies	\$4051.89
ITC	Utilities	\$450.09
Jackie Luttrell	Flowers for Flat Iron Park	22.94
Jodi Hemiller	CPR recertification	\$90.00
Johnson Bro. Famous	Liquor invoices	\$5,186.60
Ken's Food Fair	Supplies	\$23.64
Mack's Standard	Supplies	\$490.82
NAPA Auto Parts	Supplies	\$279.74
Northwestern Energy	Utilities	\$32.00
Office Systems, Inc.	Office supplies	\$184.27
Olson Motor Co.	Repairs	\$115.16
Olson's Auto Parts	Supplies	\$17.05
Olson's Auto Parts	Fire department supplies	\$450.38
One Call Systems	One Call tickets	\$35.64
Oscar's Machine Shop	Supplies	\$608.64
Penworthy	Books	\$36.09
Porter Distributing	Liquor	\$323.50
SODAK Distributing	Liquor invoices	\$8,960.59
Star Laundry	Rug cleaning	\$97.80
The United States Life Insurance Company	Life insurance	\$14.00
Watertown Community Rec Ctr	Lifeguard training	\$435.40
Watertown Flowers, Inc.	Flowers	\$28.50

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Name	For	Amount
Westside Implement	Streets Repairs & maintenance	\$671.92
Westside Implement	Fire department supplies	\$345.43

Motion # 145-2005

V. A. / Water Write Off

Motion by John Pollock, seconded by Don DesLauriers, to forgive \$198 of late and line fees on the house at 109 3rd Avenue N.W. This house has been sold through the Veteran’s Administration and is the amount due after the \$218 assessment was paid by the Veteran’s Administration. All members voting yes. Motion carried.

Motion # 146-2005

2004 Library Report

Motion by John Pollock, seconded by Louann Streff, to approve the Emil M. Larson Library Fiscal Year 2004 Report. All members voting yes. Motion carried.

Dump Report

Pollock reported that the City accepted \$311 worth of free coupon tickets, \$258 of free dump passes on the Citywide Cleanup day from residents and \$65 from commercial users. Suggestion was to not allow commercial users on the Citywide Cleanup day.

Motion # 147-2005

Dump Report

Motion by Larry Dreher, seconded by Kerry Kline, to accept the Dump Report. All members voting yes. Motion carried.

Medical Building Update

City Council makes final decision as to the location, taking into consideration the Board’s recommendation. The building has been resized down a little. Architectural sketch and cost estimates are needed for the grant application.

Motion # 148-2005

Medical Building Drawing

Motion by Kerry Kline, seconded by Larry Dreher, to approve \$2,500 to Gary Stanley for the medical building drawing that is required for the medical grant. Voting yes: Kline, Brenden, Pollock, DesLauriers, Dreher. Abstain: Streff. Motion carried.

Midland Contracting Retainer on Phase I project

As per our previous agreement Midland Contracting, \$254.50 for labor of picking up rocks and \$142.50 for grass seed has been paid out by the City from the \$1000 retainer. Many residents still unsatisfied with the results.

Motion # 149-2005

Midland Contracting Retainer

Motion by Kerry Kline, seconded by John Pollock to hold the remaining retainer until the boulevards are to our satisfaction. All members voting yes. Motion carried.

LLC Update

The local limited liability partnership that is being organized on behalf of the extrusion and other future development projects addressed the Council on the progress of their organization. Their organization is at a stand still until they get the legalities addressed. They informed the Council that they would like to keep the Council informed of their

City Council Meeting – June 6, 2005

actions. Daryl Tonak addressed the Council on the benefits this organization has had on his loan issues. Tonak has received the necessary funding contingent on the community involvement with the LLC. LLC shared their vision that investors must be residents of the state.

Holbeck Development

Jim Holbeck addressed the Council regarding his development project. The City has been in contact with Bill Ellingson regarding a TIF on this area. Questions still surround if this is a large enough project to TIF and who would handle the TIF. Questions are how much will street cost and who will proceed with a TIF, if a TIF is done. Will be revisited at next meeting.

Motion # 150-2005

Pay Request #3 Engineering America, Inc.

Motion by Don DesLauriers, seconded by Larry Dreher, to approve Pay Request # 3 from Engineering America, Inc. for \$77,403.26 for the Wastewater Plan Sludge Storage Tank project. All members voting yes. Motion carried.

Motion # 151-2005

Rescind Motion

Motion by Lyle Brenden, seconded by Kerry Kline, to rescind Motion # 82-2005 for payment to Clark Engineering due to upcoming revised pay request. All members voting yes. Motion carried.

Rural Water Rate Increase

Council reviewed letter from Rural Water advising the City of a rate increase of \$0.30/per 1,000 gallons effective on our September water billing. The City will review rates and determine how to pass this increase on to residents.

Motion # 152-2005

Clark Lanes Operating Agreement

Motion by Lyle Brenden, seconded by Kerry Kline, to approve a standard 5 year operating agreement with Clark Lanes and to authorize Mayor Solberg to sign the agreement. All members voting yes. Motion carried.

Pollock Trailer Update

Councilman Pollock addressed the Council on the update of his trailer discussed in the March 7, 2005 Council Meeting. Fordham Colony has bought his trailer and plans to house hunters this fall. The trailer will stay on his property for at least this fall, maybe next year too, and then get moved off his lot. Council decided this isn't much different than his earlier request and felt no different decision needs to be made.

Motion # 153-2005

Elected Officials Workshop

Motion by John Pollock, seconded by Kerry Kline, to allow for conference and travel expenses for Finance Officer Luttrell to attend the Elected Officials Workshop in Fort Pierre on July 15, 2005. All members voting yes. Motion carried.

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Lonnie Lyke Appeal

Lonnie Lyke wishes to appeal two property condemnation notices. His Appeal Hearing has been set for 7:15 pm at the July Council Meeting.

Motion # 154-2005

4-H Free Swim

Motion by Kerry Kline, seconded by Louann Streff, to approve free swimming on August 12, 2005 for 4-H members during Achievements Days. All members voting yes. Motion carried.

Motion # 155-2005

Special Meeting

Motion by Larry Dreher, seconded by John Pollock, to set a special meeting for June 13, 2005 at 8:00 pm to discuss Medical Grant, Industrial Development, and TIF on Holbeck Development. All members voting yes. Motion carried.

Default Water Bills

Council reviewed the default water customers list. Payment in full is due on a set date for late water bills, or service will be disconnected.

Motion # 156-2005

July Council Meeting

Motion by John Pollock, seconded by Don DesLauriers, to set the July Council Meeting for July 7, 2005 at 7:00 pm. Change due to the regular meeting falling on Independence Day. All members voting yes. Motion carried.

Motion # 157-2005

Quarterly Award

Motion by John Pollock, seconded by Lyle Brenden, to approve the July Quarterly Award nomination. All members voting yes. Motion carried.

Motion # 158-2005

Executive Session

Motion by Don DesLauriers, seconded by Louann Streff, to close regular session and convene into executive session for contractual reasons. All members voting yes. Motion carried.

Mayor Solberg announced executive session began at 9:16 pm and ended at 10:25 pm.

Motion # 159-2005

Adjourn

Motion by Kerry Kline, seconded by Louann Streff, to adjourn. All members voting yes. Motion carried.

Meeting adjourned at 10: 27 pm.

Mayor Lester C. Solberg

Attest: Finance Officer Jackie Luttrell

(seal)

**City of Clark Special Council Meeting
June 13, 2005
8:00 PM**

Call to order: The Clark City Council met in special session on June 13, 2005 at 8:00 pm in the City Hall Council Room.

Council Members Present: Don DesLauriers, Larry Dreher, Kerry Kline, Lyle Brenden, and John Pollock. Louann Streff absent.

Others Present: Mayor Les Solberg, Finance Officer Jackie Luttrell, City Attorney Chad Fjelland, Lonnie Lyke, Ryann Lyke, Bill Krikac, Clinton Clark, Keith Warren, Jennie Clark, Warren Brandlee, Duane Stokes, Rick Worth, Francis Hass, Tom LaBrie, Jim Holbeck, Merlyn Ritter, Bob Bjerke, and Kenny Bell, Jr.

Mayor Solberg called the meeting to order at 8:00 pm.

Motion # 160-2005 **Adopt Agenda**
Motion by John Pollock, seconded by Lyle Brenden, to adopt the agenda as amended. All members voting yes. Motion carried.

Motion # 161-2005 **Approve Minutes**
Motion by Don DesLauriers, seconded by Kerry Kline, to approve the Council Meeting Minutes from June 6, 2005. All members voting yes. Motion carried.

Motion # 162-2005 **Approve Claims**
Motion by John Pollock, seconded by Larry Dreher, to approve the following claims. All members voting yes. Motion carried.

Additional Claims for June

Check #	Name	For	Amount
18257	Clark American Legion	Baseball donations	\$1,500.00
18258	Petty Cash	Supplies	\$42.30
18259	Redfield VFW Teeners	Entry fee	\$35.00

New Claims

Name	For	Amount
Andrea Seefeldt	Concessions supplies	\$22.24
Andrea Seefeldt	Concessions supplies	\$56.96
Becky Jenkins	Travel expenses for WSI & lifeguard classes	\$224.00
Brock Greenfield	VFW baseball association entry form	\$50.00
Chad Fjelland	Supplies	\$69.50
City of Clark	Utilities	\$61.75

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Name	For	Amount
Clark Rural Water	Water supplies	\$9,956.85
Cook’s Wastepaper & Recycling	Garbage collections	\$4,629.03
Dakota Style	Concessions supplies	\$53.64
Dorcas Protexter	Flowers for Flat Iron Park	\$28.60
Florey’s Plumbing	Pool repair	\$193.63
Jeremy Wellnitz	Conference expenses	\$48.00
Mark Jones	Concessions supplies	\$36.46
Moritz Publishing	Supplies	\$225.70
NAPA Auto Parts	Supplies	\$5.65
Office Systems	Copier contract	\$28.49
One Call Systems	One call tickets	\$6.00
Robert Taylor	Refund water deposit	\$58.75
Sanitation Products	Street sweeper repairs	\$683.90
South Dakota Amateur Softball Association	State Tournament entry for 14 & under & 18 & under	\$300.00
South Dakota Amateur Softball Association	2005 Softball Team Registration	\$40.00

Motion # 163-2005

Umpire Fees

Motion by John Pollock, seconded by Larry Dreher, to approve the following umpire pay: \$5.00/game for non-certified base umpires; \$7.00/game for non-certified plate umpire, and \$15.00/game for certified umpires. Umpire fees to be paid on a monthly basis. All members voting yes. Motion carried.

Motion # 164-2005

Elected Officials Workshop

Motion by Don DesLauriers, seconded by Larry Dreher, to approve conference and travel expenses for Kerry Kline to attend the Elected Officials Workshop in Fort Pierre on July 15, 2005. All members voting yes. Motion carried.

Motion # 165-2005

Memorial Benches at Swimming Pool Park

Motion by Lyle Brenden, seconded by John Pollock, to approve allowing the Yanish and Beving families to put park benches by their daughter’s memorial trees in the Swimming Pool Park. All members voting yes. Motion carried.

Water at Dickinson Park

DesLauriers brought up the concern that the drinking fountains in the Dickinson Park dug outs don’t work. Mayor Solberg informed the Council that when the water was redone on Cloud Street it would have required at least 4 different shut offs to replace the way the water had been routed throughout the park. Water needs are for spraying down the field and drinking. The City had been looking at getting a drinking fountain or spigot attached to the concessions building.

Industrial Development

The Industrial Development Board addressed the council on their concerns of not having funding to continue their current ventures. Finance Officer Luttrell informed the board that until the State can assist the finance office to ensure that funds are appropriately coded and budgeted; their assistance will remain at the budgeted amount of \$120,000.

Motion # 166-2005 **Approve Industrial Development Loan Payments**
Motion by Kerry Kline, seconded by John Pollock, to approve the following Industrial Development loan payments totaling \$6,469.08 for the Duralite and P4 buildings:

ITC Rural Economic Development	\$2,813.54/month
Dacotah Bank	\$1,371.88/month
Dacotah Bank	\$2,283.66/month

All members voting yes. Motion carried.

Medical Grant Discussion

The Medical Board addressed the Council on their recommendation of the placement of the medical building next to the Clark Drive Inn. Clinton Clark and Lonnie Lyke discussed the option of placement at the old Larkin Building site. With the delays of a site selection and the delay in getting the architectural drawings, we agreed to take Marlene Knutson’s recommendation to get the 30-day extension. A formal resolution will be set forth at the July meeting for the grant application and site location.

Holbeck Development

Jim Holbeck addressed the Council on the estimates of the streets, water and sewer work needed for the development. After much discussion, Holbeck agreed to handle the TIF.

Motion # 167-2005 **Support TIF on Holbeck Development**
Motion by Kerry Kline, seconded by Don DesLauriers, to support Jim Holbeck’s TIF project at the Holbeck Addition and any documents and resolutions needing to be filed.
All members voting yes. Motion carried.

Motion # 168-2005 **Adjourn**
Motion by Kerry Kline, seconded by John Pollock, to adjourn. All members voting yes.
Motion carried.

Meeting adjourned at 9:55 pm.

Mayor Lester C. Solberg

Attest: Finance Officer Jackie Luttrell
(seal)

**City of Clark Special Council Meeting
June 27, 2005
7:00 PM**

Call to order: The Clark City Council met in special session on June 27, 2005 at 7:00 pm in the City Hall Council Room.

Council Members Present: Don DesLauriers, Larry Dreher, Louann Streff, Kerry Kline, Lyle Brenden, and John Pollock.

Others Present: Mayor Les Solberg, Finance Officer Jackie Luttrell, City Attorney Chad Fjelland, Bill Krikac, Greg Maag and Ryan Hartley from First District, Joel Bremmon, Clinton & Jennie Clark, Nancy Worth, Chris Tarbox, Lonnie Lyke, Ryann Lyke, Jeanie Lyke, Clarence Neil, Joyce Helkenn, Bob Bjerke, Brad Lamb, Paul Fuller, Kendra Fuller, Merlyn Ritter, and Sandy Bell.

Mayor Solberg called the meeting to order at 7:00 pm.

Motion # 169-2005

Adopt Agenda

Motion by Don DesLauriers, seconded by Lyle Brenden, to adopt the agenda as amended. All members voting yes. Motion carried.

Motion # 170-2005

Approve Minutes

Motion by Kerry Kline, seconded by John Pollock, to approve the Council Meeting Minutes from June 13, 2005. All members voting yes. Motion carried.

Motion # 171-2005

Clark Engineering Phase I Invoice

Motion by Larry Dreher, seconded by Lyle Brenden, to approve the Clark Engineering invoice for \$5,096.67 for Phase I Sludge Tank project engineering fees. All members voting yes. Motion carried.

Motion # 172-2005

Clark Engineering Phase II Invoice

Motion by John Pollock, seconded by Louann Streff, to approve the Clark Engineering invoice for \$4,415.24 for the Phase II engineering fees. All members voting yes. Motion carried.

911 Addressing

First District representatives Greg Maag and Ryan Hartley addressed the Council about the 911 addressing project that the County has initiated. There are approximately 50 homes on N. Smith, N. Commercial and North Cloud that are numbered inconsistently. If corrections are to be made, this would be the time to do it while the County is being addressed. There would be no cost to the City for their recommendations. First District would use their GPS software to determine the correct housing numbers and it would be up to the City to decide if they wish to make the recommended changes. Going forward,

the City determines new house numbers for future developments. Making these changes would better assist emergency and delivery services to locate homes. The targeted completion date is August 1, 2005.

Motion #173-2005

911 Addressing

Motion by John Pollock, seconded by Kerry Kline, to authorize First District to proceed with the 911 addressing for the City of Clark. All members voting yes. Motion carried.

Motion # 174-2005

Planning Commission Appointments

Motion by Larry Dreher, seconded by Louann Streff, to approve Mayor Solberg's appointment changes to the Planning Commission. Delete Chad Fjelland. Add John Pollock and Kerry Kline. All members voting yes. Motion carried.

Medical Building

The Council opened up discussion for the location of the medical building. City Attorney Fjelland stated Marlene Knutson with First District wishes to have a first and second choice for the location for the grant application. The grant application deadline was extended to July 22, 2005. All necessary information must be given to Marlene very soon. Council must pick a first choice tonight. The Makens-Long location across from Gas Plus has been ruled out due to a bad soil sample.

Bob Bjerke, addressing the Council on behalf of the Medical Board, reiterated that the board's original recommendation for the site is still at the Gruenwald location next to the Clark Drive Inn. He stated that there seems to be two agendas: clean up the Larkin building versus the best site for the medical building. The estimated costs include the land for \$30,000, \$21,000 to take the water line across the highway, and \$18-30,000 for the dirt work. Soil samples came back clean on 3 holes dug at this location.

Clinton Clark reiterated his position that the best site is at the existing Larkin Building. Clark is offering \$100,000 to be used for the purchase of land and demolishing costs. The Larkin building has a pending purchase agreement for \$25,000. Clark states the Melby house could be purchased for \$10,000 and the other two homes located North may also be available for purchase. Water and sewer lines are already in place. There is approximately one acre available by getting the Larkin Building and everything north to the end of the block. Discussion questioned the availability of getting the ICAP building also. The ICAP building is owned by the County and may require a longer acquisition time and relocation costs for the ICAP services. That was left as a possible future expansion. Only one soil sample was taken at the Larkin building which came out clean. Clark also offered to pay for any fill required at this site.

Paul & Kendra Fuller addressed their concerns of having the medical building in their back yard. Their concerns are the additional traffic with the ambulance and land value.

When using federal grant dollars, relocation costs may exist when relocating families. This is still a question as to who is responsible for these costs when the land is purchased by the City or purchased by Clinton Clark and then deeded to the City.

Before voting, the Council stated they wanted to make sure there were no hard feelings with anyone on the way they cast their vote. The Council stated this has been one of the hardest votes they've had to cast drawing more constituents voicing their opinions than any other vote put before them.

Motion # 175-2005

Medical Building – First Choice Location

Motion by Lyle Brenden, seconded by Larry Dreher, to choose the Larkin Building site as the first choice for the medical building location. Members voting yes: Dreher, Brenden and Kerry Kline. Members voting no: John Pollock, Louann Streff, and Don DesLauriers. Pursuant to SDCL 9-8-3, Mayor casts the deciding vote - yes. Motion passed.

Motion # 176-2005

Medical Building – Second Choice Location

Motion by Larry Dreher, seconded by Kerry Kline, to chose the Gruenwald location as the second choice for the medical building. All members voting yes. Motion passed.

Motion # 177-2005

Adjourn

Motion by Kerry Kline, seconded by Louann Streff, to adjourn. All members voting yes. Motion carried.

Meeting adjourned at 9:08 pm.

Mayor Lester C. Solberg

Attest: Finance Officer Jackie Luttrell
(seal)

**City of Clark Council Meeting
July 7, 2005
7:30 PM**

Call to order: The Clark City Council met in session on July 7, 2005 at 7:30 pm in the City Hall Council Room.

Council Members Present: Don DesLauriers, Larry Dreher, Louann Streff, Kerry Kline, Lyle Brenden, and John Pollock.

Others Present: Mayor Les Solberg, Finance Officer Jackie Luttrell, City Attorney Chad Fjelland, Jim Holbeck, Bill Ellingson, Stacy Mayou, Bill Krikac, Jeanne Lyke, Lonnie Lyke. Harold Larsen, Paul Fuller, and Kendra Fuller.

Mayor Solberg called the meeting to order at 7:35 pm.

Motion # 178-2005 **Adopt Agenda**
Motion by Don DesLauriers, seconded by Louann Streff, to adopt the agenda as amended. All members voting yes. Motion carried.

Motion # 179-2005 **Approve Resolution 737**
Motion by Larry Dreher, seconded by Kerry Kline to approve Resolution # 737 A RESOLUTION ESTABLISHING A TAX INCREMENTAL DISTRICT IN THE CITY OF CLARK, SOUTH DAKOTA. All members voting yes. Motion carried.

Motion # 180-2005 **Approve Resolution 738**
Motion by Kerry Kline, seconded by Lyle Brenden, to approve Resolution # 738 Tax Increment Plan. All members voting yes. Motion carried.

Motion # 181-2005 **Approve Minutes**
Motion by John Pollock, seconded by Kerry Kline, to approve the City Council Special Meeting Minutes from June 27, 2005 All members voting yes. Motion carried.

Motion # 182-2005 **Approve Claims**
Motion by John Pollock, seconded by Louann Streff, to approve the following claims. All members voting yes. Motion carried.

Additional Claims

Check #	To	For	Amount
1027	Clark Engineering	Ph II engineering fees	\$4,415.24
1056	Clark Engineering	Ph I reissued check	\$18.00
1062	Engineering America	Sludge tank Pay Req # 3	\$17,266.00
1063	Engineering America	Sludge tank Pay Req # 3	\$60,137.26
1064	Clark Engineering	Ph I Sludge tank	\$5,096.67
18304	Bank of the West	941 taxes	\$2,716.19

City Council Meeting – July 7, 2005

Check #	To	For	Amount
18305	Petty Cash	Pool supplies	\$42.30
18306	Jackie Luttrell	Finance officer school travel expenses	\$138.52
18307	Rae Jean Flora	Finance officer school travel expenses	\$31.00
18308	Clark Chamber of Commerce	Fireworks donations	\$60.00
18309	Petty Cash	Supplies & maintenance	\$41.18
18310	Robin Brown	Refund on swim pass	\$25.00
18311	Petty Cash	Supplies & maintenance	\$59.59
18312	ITC Rural Economic Dev.	Industrial Development loan	\$2,813.54
18313	Darin Altfillisch	Payroll	\$1,440.34
18314	Adrienne Brannan	Payroll	\$324.95
18315	Richard Claussen	Payroll	\$273.73
18316	Roger Collins	Payroll	\$1,125.72
18317	Ashley DesLauriers	Payroll	\$352.28
18318	Rae Jean Flora	Payroll	\$455.86
18319	Samantha Hoffman	Payroll	\$292.06
18320	Becky Jenkins	Payroll	\$280.58
18321	Mark Jones	Payroll	\$388.23
18322	Shawn Kjetland	Payroll	\$507.94
18323	Keith Kruthoff	Payroll	\$526.02
18324	Jordan Lindgren	Payroll	\$191.54
18325	Jackie Luttrell	Payroll	\$760.67
18326	Stacy Mayou	Payroll	\$1,050.17
18327	Angie O'Neill	Payroll	\$392.87
18328	Paige Paulson	Payroll	\$359.03
18329	Cassi Schlagel	Payroll	\$314.77
18330	Andrea Seefeldt	Payroll	\$302.87
18331	Floyd Sjoberg	Payroll	\$143.63
18332	Loren Stanley	Payroll	\$788.15
18333	Allyson Warkenthien	Payroll	\$108.84
18334	Jeremy Wellnitz	Payroll	\$791.91
18335	Ryan Burke	Payroll	\$342.44
18336	Eileen Dunbar	Payroll	\$188.09
18337	Robert Gergen	Payroll	\$1,185.42
18338	Alan Hollatz	Payroll	\$86.15
18339	John Howardson	Payroll	\$124.67
18340	Carmen Kloster	Payroll	\$498.14
18341	Dorcas Protexter	Payroll	\$688.45
18342	Robert Schlueter	Payroll	\$50.10
18343	Lester Solberg	Payroll	\$364.78
18344	Teri Stokely	Payroll	\$277.36
18345	Bank of the West	Payroll	\$4,629.87
18346	South Dakota Retirement	Payroll	\$2,434.72

City Council Meeting – July 7, 2005

Check #	To	For	Amount
18347	Dacotah Bank	Ind. Dev. Loan	\$1,371.76
18348	Dacotah Bank	Ind. Dev. Loan	\$2,283.66

New Claims

To	For	Amount
A-OX	Supplies	\$7.75
AFLAC	Insurance	\$203.10
American Family Insurance	Insurance	\$20.49
Andrea Seefeldt	Mileage and concessions	\$245.26
Baker & Taylor	Library Books	\$44.91
Banyon Data Systems	Software support	\$590.00
Best Western	Conference expenses	\$162.00
Book of the Month Club	Library books	\$109.50
Brandon Varilek	Umpire fees	\$5.00
Briggett Wookey	Umpire fees	\$90.00
Brock Greenfield	VFW entry fee	\$50.00
Caitlyn Bjerke	Umpire fees	\$5.00
Cardell's	Park supplies	\$67.90
Carlson Distributing	Liquor	\$7,212.55
Cedric Seefeldt	Umpire fees	\$20.00
Cellular One	Cell phone	\$129.31
Clark County Courier	Advertising	\$624.85
Clark County Farmers Elevator	Park supplies	\$33.48
Clark County Sheriff's Office	Serving papers	\$26.50
Clark Flower & Gift Shop	Supplies	\$72.24
Clausen Construction	Gravel	\$325.00
Colonial Research	Pool supplies	\$845.93
Cook's Wastepaper & Recycling	Garbage collection	\$30.00
Dacotah Insurance	Baseball & softball insurance/ Work Comp audit increase	\$6,218.50
Dakota Electronics	Fire dept repairs	\$35.91
Dakota Style	Concessions	\$27.72
Dave Boehnke	Umpire fees	\$7.00
DesLauriers Oil	Supplies	\$431.29
Desnoyer's Hardware	Supplies	\$392.68
Ellwein Brothers	Liquor billing	\$11,162.25
First National Bank	SRF loan payment	\$7,942.27
Fjelland Attorney at Law	Legal fees	\$1,144.00
Florey's Plumbing	Repairs	\$416.68
Gruenwald Electric	Repairs	\$84.90

City Council Meeting – July 7, 2005

To	For	Amount
Halogen Supply Company	Pool supplies	\$140.93
Harve's Sport Shop	Softball supplies	\$89.95
Hawkins Water Treatment	Pool supplies	\$2,363.80
ITC	Utilities	\$454.94
Jeff Hoffman	Fire school mileage	\$115.20
Johnson Brothers Famous Brands	Liquor	\$8,017.91
Janet Hurlbert	Concessions supplies – pool	\$76.32
Jordan Bethke	Umpire fees	\$14.00
Lakeside Equipment	Sewer repairs	\$3,180.00
Leah Dohman	Umpire fee	\$60.00
Mack's Standard	Supplies	\$650.94
NAPA Auto Parts	Supplies	\$33.07
Northwestern Public Service	Utilities	\$4,977.08
Office Systems, Inc.	Copier repairs	\$296.38
Olson Auto Parts	Fire dept supplies	\$67.13
Olson's Motor Co.	Maintenance	\$589.09
Oscar's Machine Shop	Supplies & repairs	\$745.39
Pitney Bowes	Postage & lease	\$1,917.99
Porter Distributing	Liquor invoices	\$1,006.00
Recreonics	Pool supplies	\$264.12
Ritter's Repair	Med van maintenance	\$563.88
Royal Chemical	Fire dept supplies	\$553.72
Ryan's Candy Company	Concessions	\$115.00
SD Dept of Revenue	Water testing	\$336.00
Shannon Schlagel	Umpire fees	\$17.00
Share Corporation	Sewer supplies	\$1,168.67
So Dak Distributing	Liquor	\$4,624.02
Soil Technologies	Soil samples of Med Bldg sites	\$1,214.00
Star Laundry	Rug cleaning	\$48.90
Tara DesLauriers	Umpire fees	\$5.00
The United Life Insurance Co.	Insurance	\$14.00
UBC	Supplies	\$145.94
USA Blue Book	Sewer supplies	\$331.33
Viking Office Products	Supplies	\$168.75
Wellmark Blue Cross	Insurance	\$3,645.03
Wells Fargo Financial Leasing	Copier lease	\$132.87
Westside Implement	Repairs & supplies	\$165.75
Young's Primetime Sports	Summer rec supplies	\$427.70

Motion # 183-2005

Approve Financial Statements

Motion by Lyle Brenden, seconded by Don DesLauriers, to approve the financial statements. All members voting yes. Motion carried.

Motion # 184-2005

Library Report

Motion by John Pollock, seconded by Louann Streff, to approve the Second Quarter of 2005 Library Report. All members voting yes. Motion carried.

Police Report

Police Chief Mayou gave the following June Police Report: 1728 miles patrolled two non-injury accidents, one stop sign violation, one speeding violation, one open container, one DWI, and one driving under suspension.

Motion # 185-2005

Approve Police Report

Motion by John Pollock, seconded by Louann Streff, to approve the June Police Report. All members voting yes. Motion carried.

Condemned Buildings

No action taken on the condemned buildings.

Nathan Kappes Variance

Nathan Kappes was scheduled to attend a variance hearing regarding his desire to get a kennel license to house his seven dogs. City Attorney Fjelland informed the Council that Kappes has withdrawn his request. A City Ordinance needs to be established on a set limit of pets. A proposed ordinance will be presented at the August meeting. Kappes has until August 8 to comply with the limitations.

Motion # 186-2005

Clark Engineering - Sludge Tank

Motion by Don DesLauriers, seconded by Kerry Kline to approve sludge tank engineering fees from Clark Engineering for \$1,009.02. All members voting yes. Motion carried.

Motion # 187-2005

Clark Engineering – Phase II

Motion by Larry Dreher, seconded by Louann Streff, to approve Phase II engineering fees from Clark Engineering for \$2,037.66. All members voting yes. Motion carried.

Motion #188-2005

Clark Engineering – Sewer Lift As-Built Plan

Motion by Lyle Brenden, seconded by Don DesLauriers, to approve Sewer Lift As-Built Plan fee from Clark Engineering for \$971.77. All members voting yes. Motion carried.

Motion # 189-2005

Engineering America Pay Request # 4 Final

Motion by Lyle Brenden, seconded by Larry Dreher, to approve Pay Request # 4 Final from Engineering America for the Sludge Tank for \$17,019.70. All members voting yes. Motion carried.

Motion # 190-2005

Engineering America Change Order No. 2

Motion by Don DesLauriers, seconded by Louann Streff, to approve Change Order No. 2 from Engineering America for the Sludge tank project for \$6,731.00. All members voting yes. Motion carried.

Quarterly Award for Harold “Shorty” Larsen

At this time, Mayor Solberg awarded the Quarterly Award to Harold Larsen for his commitment and dedication to the City of Clark.

First Reading of Ordinance # 447: An Ordinance to Amend Title 9, Chapter 9.0204 of the Clark Municipal Code

First Reading of Ordinance # 448: An Ordinance Amending Clark Municipal Code “Title 10 – Water and Sewer, Chapter 10.24 – Rates”, of the Clark Municipal Code

Motion #191-2005

Scoreboard for Softball Park

Motion by Larry Dreher, seconded by Don DesLauriers, to review the purchase of a new scoreboard keyboard for the Softball field next spring to get the one-year warranty at that time. All members voting yes. Motion carried.

Motion #192-2005

Liquor License for Legion

Motion by John Pollock, seconded by Louann Streff, to approve a one-day liquor license for the Clark American Legion on July 9, 2005 for the Garden City Reunion. All members voting yes. Motion carried.

Grant Monies Update

Reviewed list of items slated for the excess grant monies from Phase I and II. Defer to next meeting.

Pool Updates

Councilman Dreher informed the Council of complaints received of lifeguard visiting too much while on duty. All guards given a warning and termination is an option if not complied. The pits repairs appear to help save on water usage.

Medical Building Update

Finance Officer Luttrell updated the Council on recent changes to the Medical Building grant. Marlene Knutson has talked with the Feds and has determined that the grant monies can be used for equipment which would alleviate the city of having to do a lot of the federal government requirements that are attached to grant monies. A proposal was given to Sioux Valley to have the grant money purchase equipment and Sioux Valley in return put up equal money for the building. Sioux Valley has until the end of next week to give a response to this proposal. If they are not in agreement, the grant money is either lost or we proceed with the original grant that the money goes toward the building and we try our best to comply with the federal requirements.

Luttrell handed out a drawing showing the placement of the proposed building and informed the size of the building does not warrant Castro property. May consider trying to purchase the one lot from Castro.

Motion #193-2005

City Shirts Cost Share

Motion by Don DesLauriers, seconded by John Pollock, to approve up to \$20 a year per employee to purchase a City Shirt. This applies only to regular full-time employees, including Med Van drivers. All members voting yes. Motion carried.

Motion # 194-2005

Pea Rock for Dickinson Park

Motion by John Pollock, seconded by Larry Dreher, to approve purchasing 10 yards of Pea Rock for the Dickinson Park concession stand. All members voting yes. Motion carried.

Carried Over Delinquent Water Accounts

The City has a list of old water accounts from individuals that have either filed bankruptcy or simply haven't been paid. City Attorney Fjelland will present the list to a Credit Bureau.

Motion # 195-2005

Next Meeting Date

Motion by Larry Dreher, seconded by Kerry Kline, to set the next Council Meeting date to August 2, 2005 at 7:00 pm. All members voting yes. Motion carried.

Keith Warren was unavailable for an Industrial Development update.

Motion # 196-2005

Adjourn

Motion by Kerry Kline, seconded by Louann Streff, to adjourn. All members voting yes. Motion carried.

Meeting adjourned at 8:52 pm.

Mayor Lester C. Solberg

Attest: Finance Officer Jackie Luttrell
(seal)

**City of Clark Special Council Meeting
July 20, 2005
2:30 PM**

Call to order: The Clark City Council met in special session on July 20, 2005 at 2:30 pm in the City Hall Council Room.

Council Members Present: Don DesLauriers, Larry Dreher, Louann Streff, Kerry Kline, and Lyle Brenden. Absent: John Pollock.

Others Present: Mayor Les Solberg and Finance Officer Jackie Luttrell

Mayor Solberg called the meeting to order at 2:30 pm.

Motion # 197-2005

Adopt Agenda

Motion by Kerry Kline, seconded by Louann Streff, to adopt the agenda as amended. All members voting yes. Motion carried.

Motion # 198-2005

Resolution 739

Motion by Larry Dreher, seconded by Lyle Brenden, to approve the Resolution # 739. All members voting yes. Motion carried.

Resolution # 739

WHEREAS, the City of Clark has identified the need for a new medical clinic and equipment; and

WHEREAS, the City of Clark proposes to construct a new medical clinic and purchase equipment; and

WHEREAS, the City of Clark is eligible to apply for Health Care and Other Facilities (HCOF) assistance for the proposed project; and

WHEREAS, with the submission of the HCOF application, the City of Clark assures and certifies that all HCOF program requirements will be fulfilled.

THEREFORE, BE IT RESOLVED that the City of Clark City Council duly authorizes the Mayor of the City of Clark to execute and submit a HCOF grant application requesting up to \$245,516 of grant funds for the proposed project.

This resolution is effective immediately upon passage.

Adopted this 20th day of July, 2005.

Lester C Solberg, Mayor
City of Clark

Attest: Jackie Luttrell, Finance Officer
City of Clark

Motion # 199-2005

Adjourn

Motion by Kerry Kline, seconded by Louann Streff, to adjourn. All members voting yes.
Motion carried.

Meeting adjourned at 2:34 pm.

Mayor Lester C. Solberg

Attest: Finance Officer Jackie Luttrell

(seal)

**City of Clark Council Meeting
August 2, 2005
7:00 pm**

Call to order: The Clark City Council met in session on August 2, 2005 at 7:00 pm in the Community Room.

Council Members Present: Don DesLauriers, Larry Dreher, Louann Streff, Kerry Kline, Lyle Brenden, and John Pollock.

Others Present: Mayor Les Solberg, Finance Officer Jackie Luttrell, City Attorney Chad Fjelland, Bill Krikac, Frank & Tanya Melby, Lonnie Lyke, Dennis Olson, Don Greenfield, Mike Flora, Todd Warkenthien, Beth Hollatz, Gene Furness, Francis Hass, Warren Brandlee, Rick Worth, and Keith Warren.

Mayor Solberg called the meeting to order at 7:00 pm.

Motion # 200-2005 **Adopt Agenda**
Motion by John Pollock, seconded by Lyle Brenden, to adopt the agenda. All members voting yes. Motion carried.

Motion # 201-2005 **Approve Minutes**
Motion by Don DesLauriers, seconded by Louann Streff, to approve the Council Meeting Minutes from July 7, 2005. All members voting yes. Motion carried.

Motion # 202-2005 **Approve Minutes**
Motion by Lyle Brenden, seconded by Larry Dreher, to approve the Special Council Meeting Minutes from July 20, 2005 All members voting yes. Motion carried.

Motion # 203-2005 **Approve Claims**
Motion by Louann Streff, seconded by Larry Dreher, to approve the following claims. All members voting yes. Motion carried.

Additional July 2005 Payments

Chk No.	Vendor	For	Amount
#78	S.D. Rural Development	Water Utility Bond loan payment	\$908.00
18422	Petty Cash	supplies	\$85.69
18423	Van Diest Supply Co.	mosquito mist	\$2,923.25
18424	City of Clark	water	\$61.75
18425	Clark Rural Water	water supplies	\$9,776.45
18426	Cook's Wastepaper & Recycling	garbage	\$4,638.90
18427	Soil Technologies	soil samples for medical bldg	\$1,214.00
18428	Bank of the West	941 taxes	\$3,568.86
18429	Darin Altfillisch	payroll	\$1,328.37
18430	Adrienne Brannan	payroll	\$335.30
18431	Richard Claussen	payroll	\$100.43
18432	Roger Collins	payroll	\$1,060.18

City Council Meeting – August 2, 2005

Additional July 2005 Payments

Chk No.	Vendor	For	Amount
18433	Ashley DesLauriers	payroll	\$318.01
18434	Rae Jean Flora	payroll	\$434.48
18435	Samantha Hoffman	payroll	\$386.79
18436	Becky Jenkins	payroll	\$266.13
18437	Mark Jones	payroll	\$341.47
18438	Shawn Kjetland	payroll	\$460.57
18439	Keith Kruthoff	payroll	\$376.13
18440	Jordan Lindgren	payroll	\$188.30
18441	Jackie Luttrell	payroll	\$741.43
18442	Stacy Mayou	payroll	\$1,030.07
18443	Angie O Neill	payroll	\$418.59
18444	Paige Paulson	payroll	\$377.98
18445	Cassi Schlagel	payroll	\$321.15
18446	Andrea Seefeldt	payroll	\$391.14
18447	Floyd Sjoberg	payroll	\$264.67
18448	Loren Stanely	payroll	\$801.37
18449	Allyson Warkenthien	payroll	\$463.27
18450	Jeremy Wellnitz	payroll	\$791.91
18451	voided		
18452	Lisa McGraw	payroll	\$233.20
18453	Bank of the West	941 taxes	\$73.60
18454	SD Department of Revenue	May & June sales tax	\$601.72
18455	Bank of the West	Sludge tank loan	\$930.00
18456	Cassi Schlagel	pool concessions	\$113.50
18457	Petty Cash	supplies, maintenance	\$58.43
18458	AFLAC	insurance	\$203.10
18459	Wellmark Blue Cross Blue Shield	insurance	\$3,645.03
18460	Bank of the West	941 taxes	\$3,491.34
18461	SD Retirement System	retirement	\$2,446.18
18462	VALIC	retirement	\$25.00
18463	Darin Altfillisch	payroll	\$1,429.28
18464	Adrienne Brannan	payroll	\$387.46
18465	Richard Claussen	payroll	\$237.92
18466	Roger Collins	payroll	\$1,035.60
18467	Ashley DesLauriers	payroll	\$390.18
18468	Rae Jean Flora	payroll	\$434.48
18469	Samantha Hoffman	payroll	\$274.77
18470	Becky Jenkins	payroll	\$346.83
18471	Mark Jones	payroll	\$205.59
18472	Shawn Kjetland	payroll	\$149.38
18473	Keith Kruthoff	payroll	\$345.82
18474	Jordan Lindgren	payroll	\$265.05
18475	Jackie Luttrell	payroll	\$741.43
18476	Stacy Mayou	payroll	\$1,030.07
18477	Angie O Neill	payroll	\$260.36
18478	Paige Paulson	payroll	\$426.72
18479	Cassi Schlagel	payroll	\$284.44
18480	Andrea Seefeldt	payroll	\$401.30
18481	Floyd Sjoberg	payroll	\$189.74
18482	Loren Stanely	payroll	\$807.98
18483	Allyson Warkenthien	payroll	\$411.83
18484	Jeremy Wellnitz	payroll	\$791.91
18485	Bank of the West	payroll taxes	\$963.34

City Council Meeting – August 2, 2005

Additional July 2005 Payments

Chk No.	Vendor	For	Amount
18486	Ryan Burke	payroll	\$322.58
18487	Eileen Dunbar	payroll	\$188.09
18488	Robert Gergen	payroll	\$800.26
18489	Alan Hollatz	payroll	\$136.01
18490	John Howardson	payroll	\$207.37
18491	Carmen Kloster	payroll	\$446.42
18492	Lisa McGraw	payroll	\$241.97
18493	Dorcas Protexter	payroll	\$688.45
18494	Ronald Schorg	payroll	\$137.78
18495	Lester Solberg	payroll	\$364.78
18496	Teri Stokely	payroll	\$277.36
18497	SD Retirement System	retirement	\$8.56
18499	VALIC	retirement	\$25.00

New August Claims

Vendor	For	Amount
Andrea Seefeldt	mileage	\$142.08
A-OX Welding Supply	supplies	\$7.50
Asphalt Paving & Materials	street supplies	\$5,637.01
Baker & Taylor Books	books	\$60.77
Bernice Halling	library assistant	\$28.00
Beverly Kluess	library assistant/story hour	\$206.00
Book of the Month Club	books	\$30.54
Brandon Varilek	umpire	\$5.00
Caitlyn Bjerke	umpire	\$14.00
Cardell's	supplies	\$40.00
Carlson Distributing	liquor	\$5,033.30
Cedric Seefeldt	umpire	\$20.00
Cellular One	cell phone	\$127.97
Clark Community Oil Company	supplies	\$1,007.74
Clark Engineering	medical bldg prof fees	\$795.19
Clark County Courier	advertising	\$367.03
Clark County Weed Board	supplies & maintenance	\$708.60
Clark-Doland Concrete	supplies & repairs	\$1,261.50
Codington-Clark Equipment	park maintenance	\$18.71
Cole Papers	park supplies	\$375.75
Colonial Research Chemical	pool supplies	\$845.93
Cross Country Vets	board	\$45.00
Dacotah Bank	Duralite loan payment	\$1,371.76
Dacotah Bank	P4 loan payment	\$2,283.66
Dakota Style	pool concessions	\$155.76
DesLauriers Oil	supplies	\$410.75
Desnoyer's Hardware	supplies	\$755.44
Dick Smith	gravel	\$211.68
Ellwein Brothers	liquor	\$9,578.55
Express Police Supply	police shirt	\$31.99
First District Assoc of Govt	medical bldg grant	\$5,055.66
First Rate Tree Service	tree removal	\$700.00
Fjelland Attorney at Law	legal fees	\$301.60
Flint Hills Resources	street maintenance	\$6,539.51
Florey's Plumbing	park repairs	\$110.78
Gruenwald Electric	repairs to City Hall	\$148.08

New August Claims

Vendor	For	Amount
Halogen Supply Co.	pool supplies	\$24.15
Hawkins Water Treatment	pool supplies	\$8,407.37
Heiman Fire Equip	maintenance	\$182.90
ITC Rural Economic Development	Duralite loan	\$2,813.54
ITC Telephone	utilities	\$443.14
Johnson Brothers	liquor	\$6,252.69
Jordan Bethke	umpire	\$21.00
Jorgan Bjerke	umpire	\$5.00
K & P Pump Repairs	sewer inspection	\$600.00
Ken's Fairway	supplies	\$253.50
Larry Bartels	softball helmets	\$22.37
Leah Dohman	umpire	\$30.00
Mack's Standard	supplies	\$648.11
Mark Jones	mileage	\$288.32
Michael Todd & Co.	sweeper repairs	\$758.08
Milbank Winwater Works	water supplies	\$593.39
Moeller Sheetmetal	water plant repairs	\$93.36
Moritz Publishing	supplies	\$178.40
NAPA Auto Parts	repairs	\$299.28
Northwestern Public Service	utilities	\$6,910.64
Northwestern	ball park repairs	\$71.02
Office Systems, Inc.	copier contract	\$74.35
Olson Auto Parts	supplies	\$1.69
Olson's Motor Company	supplies	\$2.35
One Call Systems	locate tickets	\$23.76
Pitney-Bowes	postage	\$67.84
Pitney-Bowes	postage machine lease	\$372.00
Recreonics	pool supplies	\$382.82
Ryan's Candy Company	pool concessions	\$402.00
SD Dept of Revenue	water testing	\$356.00
Shannon Schlagel	umpire	\$28.00
Share Corporation	sewer supplies	\$1,974.39
SoDak Distributing	liquor	\$7,425.10
Soil Technologies	soil testing	\$1,950.00
Star Laundry	rug cleaning	\$48.90
Tara DesLauriers	umpire	\$15.00
The Literacy Guild	books	\$50.48
UBC	supplies & repairs	\$802.04
Viking Office Products	office supplies	\$103.63
Wells Fargo Financial Leasing	copier lease	\$132.87
Werdel Construction	pool repairs	\$1,493.00

Motion # 204-2005

Approve Financial Statements

Motion by Larry Dreher, seconded by Kerry Kline, to approve the financial statements.
All members voting yes. Motion carried.

Police Report

Finance Office Luttrell presented the police report in the Police Chief's absence: 1723 miles patrolled, one domestic, four speedings, two underage consumptions, one DWI, two simple assaults, and one possession of controlled substance (meth).

Motion # 205-2005

Approve Police Report

Motion by John Pollock, seconded by Kerry Kline, to approve the July Police Report. All members voting yes. Motion carried.

Motion # 206-2005

Midland Final Pay Request

Motion by Don DesLauriers, seconded by Larry Dreher, to approve No. 6 Final Pay Request from Midland Contracting for \$320.50 on the Phase I project. All members voting yes. Motion carried.

Motion # 207-2005

Ordinance # 447

Motion by Lyle Brenden, seconded by Larry Dreher, to approve Ordinance #447. All members voting yes. Motion carried.

Ordinance No. 447

AN ORDINANCE TO AMEND TITLE 9, CHAPTER 9.0204 OF THE CLARK MUNICIPAL CODE.

BE IT ORDAINED BY THE MUNICIPALITY OF CLARK, CLARK COUNTY, SOUTH DAKOTA, THAT “TITLE 9 – TAXES, CHAPTER 9.02 – CITY SALES TAX, SECTION 9.0204 – EFFECTIVE DATE AND ENACTMENT OF TAX” BE AND IS HEREBY AMENDED TO READ IN ITS ENTIRETY AS FOLLOWS:

“SECTION

9.0204 EFFECTIVE DATE AND ENACTMENT OF TAX

From and after the first day of January, 2004, there is hereby imposed as a municipal retail occupational sales and service tax upon the privilege of engaging in business a tax measured by two percent (2%) on the gross receipts of all persons engaged in business within the jurisdiction of the Municipality of Clark, Clark County, South Dakota, who are subject to the South Dakota Retail Occupational Sales and Service Tax, SDCL 10-45 and acts amendatory thereto.”

All ordinances or parts of ordinances in conflict with this ordinance are hereby expressly repealed from and after the effective date of this ordinance and this ordinance shall take precedence over any other ordinance previously adopted.

CITY OF CLARK
Lester C. Solberg, Mayor

Attest: Jackie Luttrell, City Finance Officer

First Reading: July 7, 2005
Second Reading August 2, 2005
Adopted: August 2, 2005
Published August 10, 2005
Effective Date: August 30, 2005

Motion # 208-2005

Ordinance # 448

Motion by Larry Dreher, seconded by Louann Streff, to approve Ordinance #448. All members voting yes. Motion carried.

Ordinance # 448

AN ORDINANCE AMENDING CLARK MUNICIPAL CODE “TITLE 10 – WATER AND SEWERS, CHAPTER 10.24 – RATES”, OF THE CLARK MUNICIPAL CODE.

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF CLARK, SOUTH DAKOTA, that “Title 10 – Water and Sewers, Chapter 10.24 – Rates – Section 10.2402 – Water Rate – City” be amended to read as follows:

Section

“10.2402 WATER RATE - City of Clark

Properties where Municipal Water Supply is Turned on at the Curb Stop:

A base rate fee of \$13.00 per month, plus,

\$2.95 per every 1,000 gallons – up to 5,000 gallons

\$2.80 per every 1,000 gallons for any gallons in excess of 5,000.

The base rate fee shall be implemented on each housing unit and each apartment unit.

Properties where Municipal Water Supply is Shut Off at Curb Stop:

There shall be a minimum line service fee of \$13.00 charged to each dwelling house, residence, business, building or other place for which sewer and water is maintained. This line service fee shall be charged irrespective of vacancy or abandonment of the property and irrespective of the fact that the municipal water supply has been shut off at the curb stop for such property. This fee is applicable to seasonal residents. There shall be no line service fee for any vacant lot where no building is situated on the property.”

All ordinances and resolutions or parts of ordinance and resolutions in conflict with this ordinance are hereby expressly repealed and from and after the effective date of this ordinance, this ordinance shall take precedence over any other ordinance or resolution previously adopted.

CITY OF CLARK
Lester C. Solberg, Mayor

Attest: Jackie Luttrell, City Finance Officer

First Reading: July 7, 2005
Second Reading August 2, 2005
Adopted: August 2, 2005
Published August 10, 2005
Effective Date: August 30, 2005

First Reading of **Ordinance # 449 AN ORDINANCE AMENDING CLARK MUNICIPAL CODE “TITLE 4 – ANIMALS”, BY THE ADDITION OF “CHAPTER 4.13 – NUMBER OF PETS LIMITED”**.

Discussion was held on aligning the Capital Project Funds according to our Sales Tax Ordinance # 434 and coding changes recommended by the State Auditor.

Motion # 209-2005

Medical Buildings Fund

Motion by Larry Dreher, seconded by Lyle Brenden, to approve the creation of a Capitol Projects Fund 503 for the Medical Building project and transfer into this new fund \$16,534.76 from the 502 Capital Project Fund and \$33,465.24 from the 500 Capital Project Fund. All members voting yes. Motion carried.

Motion # 210-2005

Close Funds

Motion by Don DesLauriers, seconded by Kerry Kline, to transfer any remaining balances from the 500 and 502 Capital Project funds into the General fund, and close the 500 and 502 funds. All members voting yes. Motion carried.

Motion # 211-2005

Board of Adjustments

Motion by Larry Dreher, seconded by Louann Streff, to adjourn regular session at 7:55 pm to proceed into the scheduled Board of Adjustments meeting to discuss a Variance application by Clark County Farmers Elevator for a grain bin. All members voting yes. Motion carried.

Clark County Farmers Elevator Variance Request

City Attorney Fjelland read the variance request by the Clark County Farmers Elevator to exceed the 45' height limits to allow their 88' high grain bin. Notice of Public Hearing was published in the Clark County Courier newspaper and mailed to neighboring homes and businesses. No one was in attendance to voice comments or testimony.

**Written Findings of the Board of Adjustments
Hearing for Variance – Clark Farmer's Elevator Company
8-2-2005**

The Board of Adjustment finds and rules as follows:

1. That the Clark Farmer's Elevator Company has properly filed an application for variance and paid the required application fee;
2. That the administrative official recommends granting of the variance;
3. That special conditions and circumstances exist which are peculiar to the land, structure or building involved, and which are not applicable to other land, structures or buildings in the same district;
4. That literal interpretation of the provisions of this ordinance would deprive the applicant of rights commonly enjoyed by other properties in the same district under the terms of this ordinance;
5. That the special condition and circumstances do not result from the actions of the applicant;
6. Financial disadvantage of the property owner shall not constitute conclusive proof of unnecessary hardship within the purposes of zoning;

7. That granting the variance request will not confer on the applicant any special privilege that is denied by this ordinance to other lands, structures, or buildings in the same district;
8. The reason set for the application justify granting the variance and that the variance is the minimum variance that will make possible the reasonable use of the land;
9. That the granting of the variance will be in harmony with the general purpose and intent of this ordinance and will not be injurious to the neighborhood, or otherwise detrimental to the public welfare.

Motion # 212-2005

Approve Variance

Motion by Lyle Brenden, seconded by Kerry Kline, to approve the variance request as stated by the Board of Adjustment. Members voting yes: Streff, Kline, Brenden, and Pollock. Abstain: Dreher.

Motion # 213-2005

Adjourn Board of Adjustment Meeting

Motion by Kerry Kline, seconded by Louann Streff, to close the Board of Adjustment meeting at 7:58 pm and reenter into regular session. All members voting yes. Motion carried.

Arcview

The Finance Office would like permission to purchase the Arcview software for addressing and zoning needs. More discussion will be held with the Post Office before a decision is made on this matter. This will be readdressed at the next meeting.

Motion # 214-2005

Playhouse Operating Agreement

Motion by Larry Dreher, seconded by Kerry Kline, to renew the Malt Beverage Operating Agreement for the Playhouse Family Restaurant. All members voting yes. Motion carried.

Motion # 215-2005

American Legion Temporary Liquor License

Motion by John Pollock, seconded by Kerry Kline, to approve a temporary liquor license for the Clark American Legion for August 27, 2005 and September 3, 2005. All members voting yes. Motion carried.

Motion # 216-2005

Clark Chamber Temporary Liquor License

Motion by John Pollock, seconded by Larry Dreher, to approve a temporary liquor license for the Clark Chamber Softball Tournament on August 27 & 28, 2005 contingent upon legal opinion of the City Attorney. All members voting yes. Motion carried.

Motion # 217-2005

Sewer Repairs

Motion by John Pollock, seconded by Louann Streff, to approve the North Sewer Lift Sewer repair bid from K&P Pump Repairs & Controls, LLC for \$8,800.00. All members voting yes. Motion carried.

Community Assessment

Shawn Pritchett of South Dakota Rural Development will be in Clark on August 17, 2005 for an initial meeting with the representatives. Dreher and Luttrell are representing the Council and City.

125th Anniversary Planning

No planning has been done by the City for this event.

SDML Worker's Comp Fund

Finance Officer Luttrell informed the Council that a representative from SDML Workers' Compensation Fund will be at the City offices on August 8, 2005 to perform a loss control survey with department heads.

Motion # 218-2005 Security Vulnerability Assessment & Emergency Response

Motion by John Pollock, seconded by Kerry Kline, to approve sending Darin Altfillisch and Jackie Luttrell to the Security Vulnerability Assessment & Emergency Response Planning Training required by Rural Development. All members voting yes. Motion carried.

Council prioritized the expenditures to come out of the remaining Phase I and Phase II grant monies.

Motion #219-2005

Delinquent Water Accounts

Motion by Kerry Kline, seconded by John Pollock, to approve hiring Watertown Credit Bureau to collect delinquent water accounts. All members voting yes. Motion carried.

Motion # 220-2005

Schedule Budget Meeting

Motion by Larry Dreher, seconded by John Pollock, to schedule the budget meeting for August 22, 2005 at 7:00 pm in the Council Room. All members voting yes. Motion carried.

Medical Building Update

The application was received on time but no further information has been received regarding the grant. The County is reviewing the liens against one of the properties to determine if and how much can be waived.

Industrial Development & New Horizon LLC

Council heard from the Daryl Tonak, Industrial Development and the New Horizons Investments, LLC on the progress of getting Dakota Vinyl built in Clark.

Motion #221-2005

Executive Session

Motion by Don DesLauriers, seconded by John Pollock, to close regular session and convene into executive session for personnel and contractual reasons. All members voting yes. Motion carried.

Mayor Solberg announced executive session began at 9:20 pm and ended at 9:39 pm.

Motion #222-2005

Adjourn

Motion by Kerry Kline, seconded by Louann Streff, to adjourn. All members voting yes.
Motion carried.

Meeting adjourned at 9:40 pm.

Mayor Lester C. Solberg

Attest: Finance Officer Jackie Luttrell
(seal)

**City of Clark Council Meeting
August 22, 2005
7:00 PM**

Call to order: The Clark City Council met in session on August 22, 2005 at 7:00 pm in the City Hall Council Room.

Council Members Present: Don DesLauriers, Larry Dreher, Louann Streff, Kerry Kline, Lyle Brenden and John Pollock.

Others Present: Mayor Les Solberg, Deputy Finance Officer Rae Jean Flora, City Attorney Chad Fjelland, Bill Krikac, Jeff Hoffman, Brent Forest, Keith Zobel, Warren Brandlee, and Keith Warren

Mayor Solberg called the meeting to order at 7:02 pm.

Motion # 223-2005 **Adopt Agenda**
Motion by Lyle Brenden and seconded by John Pollock to adopt the agenda as amended. All members voting yes. Motion carried.

Motion # 224-2005 **Approve Minutes**
Motion by Kerry Kline and seconded by Don DesLauriers to approve the Council Meeting Minutes from August 2, 2005. All members voting yes. Motion carried.

Motion # 225-2005 **Approve Bank Statements**
Motion by Louann Streff and seconded by John Pollock to approve the bank statements. All members voting yes. Motion carried.

Motion # 226-2005 **Approve Claims**
Motion by Larry Dreher and seconded by Lyle Brenden to approve the following claims. All members voting yes. Motion carried.

Additional August Claims

Check #	Vendor	For	Amount
1028	Clark Engineering	Cloud Street project	\$2,037.66
1065	Engineering America	sludge tank	\$3,936.47
1066	Midland Contracting	Ph I final - 6	\$320.50
18575	SD Dept of Revenue	sales tax	\$243.66
18576	Cook's Wastepaper	garbage	\$4,658.64
18577	The United States Life Insur	life insurance	\$14.00
18578	Petty Cash	maintenance	\$57.75
18579	Jackie Luttrell	conference expenses	\$9.00
18580	Darin Altfillisch	conference expenses	\$9.00
18581	Bank of the West	loan	\$930.00
18582	Darin Altfillisch	payroll	\$1,381.30
18583	Adrienne Brannan	payroll	\$256.03
18584	Richard Claussen	payroll	\$225.98

City Council Meeting – August 22, 2005

Check #	Vendor	For	Amount
18585	Roger Collins	payroll	\$1,027.41
18586	Ashley DesLauriers	payroll	\$383.40
18587	Rae Jean Flora	payroll	\$584.48
18588	Samantha Hoffman	payroll	\$215.32
18589	Becky Jenkins	payroll	\$189.74
18590	Mark Jones	payroll	\$24.24
18591	Keith Kruthoff	payroll	\$317.10
18592	Jordan Lindgren	payroll	\$132.10
18593	Jackie Luttrell	payroll	\$741.43
18594	Stacy Mayou	payroll	\$1,030.07
18595	Angie O'Neill	payroll	\$375.27
18596	Paige Paulson	payroll	\$244.50
18597	Andrea Seefeldt	payroll	\$45.02
18598	Floyd Sjoberg	payroll	\$189.74
18599	Loren Stanley	payroll	\$847.61
18600	Allyson Warkenthien	payroll	\$185.42
18601	Jeremy Wellnitz	payroll	\$791.91
18602	Bank of the West	941 taxes	\$2,820.58
			<hr/>
			\$24,225.33
18534	voided check		<hr/>
			\$(24.15)
			<hr/>
			\$24,201.18

New August Claims

Vendor	For	Amount
Bonnie Dailey	water deposit refund	\$100.00
Brad Vail	water deposit refund	\$43.08
CellularOne	utilities - cell phones	\$57.18
City of Clark	utility	\$61.75
City of Clark	water deposit applied to bill	\$100.00
City of Clark	water deposit applied to bill	\$56.92
City of Clark	water deposit applied to bill	\$100.00
City of Clark	water deposit applied to bill	\$100.00
Clark Community Oil Co.	supplies	\$1,347.92
Clark Engineering	professional fees	\$971.77
Clark Rural Water	water utility bond payment	\$11,609.15
Cook's Wastepaper	garbage collection	\$30.00
Dakota Style	pool concessions	\$30.00
DesLauriers Oil	med van supplies	\$145.82
Ecolab Pest	pest control	\$67.00
Florey's Plumbing	park repair	\$41.73
Gruenwald Electric	repairs	\$444.20
Hawkins Water Treatment	pool supplies	\$2,430.08
K & P Pump	sewer pump repair	\$1,856.38
Ken's	supplies	\$203.59
Kirk's Towing	towing	\$55.00
Mortiz Publishing	supplies	\$31.25
Northwestern Energy	utilities - cell phones	\$18.93
Office Systems	supplies	\$58.36
One Call Systems	locate tickets	\$15.84
Oscar's Machine Shop	repairs	\$59.70
Patrick Lynch	water deposit refund	\$100.00
Porter Distributing	liquor	\$413.00
RS Architects	professional fees	\$2,500.00

City Council Meeting – August 22, 2005

Vendor	For	Amount
SD Department of Revenue	water testing	\$344.00
SD Rural Development	water utility bond payment	\$908.00
Share Corp	pool supplies	\$1,054.30
Texas Refinery Corp	supplies	\$181.47
Ultramax	police supplies	\$401.60
USA Blue Book	sewer supplies	\$53.53
Viking Office Products	supplies	\$75.09
		<hr/>
		\$25,966.64

Fire Department Equipment

Fire Department representatives Keith Zobel and Jeff Hoffman addressed the Council on their equipment needs. Their bunker gear and Survivaire is inadequate. Council agreed to add \$3500 to the equipment budget for the Fire Department for 2006.

Motion # 227-2005

Arcview

Motion by John Pollock and seconded by Larry Dreher to approve the purchase of the Arcview software from First District. All members voting yes. Motion carried.

Ordinance #449

The second reading of Ordinance #449 for the limits on the number of pets was postponed until the next meeting so constituents can voice their opinions.

Construction Water Drainage

Councilman Pollock addressed the Council on the water drainage problem to five properties from the constructions at the Holbeck Addition. Mayor Solberg will talk with Clark Engineering to ensure that the drainage problem is addressed.

Motion # 228-2005

NEFOG Meeting

Motion by John Pollock and seconded by Don DesLauriers to approve travel expenses for Rae Jean and Jackie to attend the NEFOG meeting in Aberdeen on August 26, 2005. All members voting yes. Motion carried.

Motion # 229-2005

Curb & Gutter around Dickinson Park

Motion by Lyle Brenden and seconded by Larry Dreher to approve \$3,087.50 of local funds to complete curb and gutter around the south end of Dickinson Park. All members voting yes. Motion carried.

Motion #230-2005

Pool Closing

Motion by John Pollock and seconded by Kerry Kline to approve Larry Dreher's recommendation to close the swimming pool for the 2005 season on August 28, 2005. All members voting yes. Motion carried.

Motion # 231-2005

September Council Meeting

Motion by Larry Dreher and seconded by John Pollock to reschedule the September Council Meeting due to the Labor Day holiday to September 8, 2005 at 7:00 pm. All members voting yes. Motion carried.

Motion # 232-2005

Lawn Mower

Motion by John Pollock and seconded by Louann Streff to accept the Codington-Clark bid for a John Deere 757 Mid ZTRAK with 60” deck. Equipment cost is \$10,537.50 with a trade in of \$7,852.50 leaving additional payment of \$2,685.00. All members voting yes. Motion carried.

Skid Steer Quote

Council reviewed a quote from Codington-Clark for a skid steer for budgeting purposes for 2006. The option to lease a skid steer was discussed. City will contact Westside and Codington-Clark for lease information. Discussion tabled until next meeting.

Industrial Development Budgeting

Keith Warren and Warren Brandlee addressed the Council on Industrial Development’s need for the 2006 budget. The proposed 2006 budget covers their loans for the buildings at the Industrial Park.

2006 Budget

Council took this time to review the proposed budget and discussed different ways to increase revenue and decrease expenses. Final budget will be read at September meeting.

Motion #233-2005

Executive Session

Motion by Louann Streff and seconded by Kerry Kline to close regular session and convene into executive session for personnel and contractual reasons. All members voting yes. Motion carried.

Mayor Solberg announced executive session began at 9:06 pm and ended at 9:40 pm.

Motion # 234-2005

Adjourn

Motion by Kerry Kline and seconded by Louann Streff to adjourn. All members voting yes. Motion carried.

Meeting adjourned at 9:43 pm.

Mayor Lester C. Solberg

Attest: Deputy Finance Officer Rae Jean Flora
(seal)

**City of Clark Council Meeting
September 8, 2005
7:00 PM**

Call to order: The Clark City Council met in session on September 8, 2005 at 7:00 pm in the City Hall Council Room.

Council Members Present: Don DesLauriers, Larry Dreher, Louann Streff, Kerry Kline, and Lyle Brenden. John Pollock arrived at 8:03 pm.

Others Present: Mayor Les Solberg, Finance Officer Jackie Luttrell, City Attorney Chad Fjelland, Police Chief Stacy Mayou, Bill Krikac, Clinton Clark, Jennie Clark, Jeanne Lyke, Lonnie Lyke, Keith Warren and Warren Brandlee.

Mayor Solberg called the meeting to order at 7:00 pm.

Motion # 235-2005 **Adopt Agenda**
Motion by Kerry Kline and seconded by Don DesLauriers to adopt the agenda. All members voting yes. Motion carried.

Motion # 236-2005 **Approve Minutes**
Motion by Larry Dreher and seconded by Louann Streff to approve the Council Meeting Minutes from August 22, 2005 All members voting yes. Motion carried.

Motion # 237-2005 **Approve Claims**
Motion by Larry Dreher and seconded by Louann Streff to approve the following claims. All members voting yes. Motion carried.

Additional August Paid Claims

Check #	To	For	Amount
1067	Engineering America	Sludge Tank	\$3,990.98
1068	Clark Engineering	Sludge Tank	\$1,009.02
18636	South Dakota Municipal League	conference registration	\$150.00
18637	Petty cash	supplies/maintenance	\$46.68
18638	Rae Jean Flora	lunch reimbursement	\$9.00
18639	Jackie Luttrell	lunch reimbursement	\$9.00
18640	Bank of the West	941 payroll taxes	\$1,007.11
18641	Darin Altfillisch	payroll	\$1,318.55
18642	Adrienne Brannon	payroll	\$222.89
18643	Richard Claussen	payroll	\$279.71
18644	Roger Collins	payroll	\$1,068.37
18645	Ashley DesLauriers	payroll	\$143.63
18646	Rae Jean Flora	payroll	\$584.48
18647	Samantha Hoffman	payroll	\$131.02
18648	Becky Jenkins	payroll	\$194.07
18649	Keith Kruthoff	payroll	\$454.08

Additional August Paid Claims

Check #	To	For	Amount
18650	Jordan Lindgren	payroll	\$198.03
18651	Jackie Luttrell	payroll	\$741.43
18652	Stacy Mayou	payroll	\$1,030.07
18653	Angie O'Neill	payroll	\$192.62
18654	Paige Paulson	payroll	\$110.48
18655	Cassi Schlagel	payroll	\$325.94
18656	Floyd Sjoberg	payroll	\$189.74
18657	Loren Stanley	payroll	\$801.37
18658	Allyson Warkenthien	payroll	\$143.63
18659	Jeremy Wellnitz	payroll	\$791.91
18660	Ryan Burke	payroll	\$258.04
18661	Eileen Dunbar	payroll	\$188.09
18662	voided check		
18663	voided check		
18664	AFLAC	insurance	\$203.10
18665	Robert Gergen	payroll	\$929.14
18666	Alan Hollatz	payroll	\$194.96
18667	John Howardson	payroll	\$166.23
18668	Carmen Kloster	payroll	\$520.97
18669	Dorcas Protexter	payroll	\$694.59
18670	Robert Schlueter	payroll	\$128.83
18671	Ronald Schorg	payroll	\$67.99
18672	Lester Solberg	payroll	\$364.78
18673	Teri Stokely	payroll	\$302.07
18674	Wellmark Blue Cross	payroll	\$3,645.03
18675	Bank of the West	payroll taxes	\$2,691.66
18676	SD Retirement Systems	retirement contributions	\$2,426.84
18677	VALIC	retirement contributions	\$25.00
18678	The United States Life Insur. Co.	life insurance	\$14.00
18679	SD Retirement Systems	retirement contributions	\$36.98
			\$28,002.11

New September Paid Claims

Check #	To	For	Amount
18680	Dacotah Bank	P4 loan payment	\$2,283.66
18681	Dacotah Bank	Duralite loan payment	\$1,371.76
18682	ITC Rural Economic Dev	Duralite loan payment	\$2,813.54
18683	Dakota Electronics	police car repairs	\$347.49
18684	Carmen Kloster	payroll	\$20.77
18685	Bank of the West	supplemental payroll	\$3.46
18686	SD Dept of Revenue	sales tax	\$134.87
18687	Petty cash	supplies & maintenance	\$39.04
			\$7,014.59

New Claims for September

From	For	Amount
American Red Cross	professional services	\$149.00
A-OX Welding	supplies	\$7.75
Banyon Data Systems	software support	\$695.00
Brock Greenfield	coaching	\$1,000.00
Cardell's	supplies	\$30.00
Carlson Distributing	liquor	\$5,245.20
Cellular One	utilities	\$67.18
City of Clark	utilities	\$64.75
Clark Community Oil	supplies & repairs	\$2,740.95
Clark County Courier	advertisement	\$328.82
Clark/Doland Concrete	supplies	\$220.00
Clark School	book	\$35.00
Clausen Farms	supplies	\$980.00
Cook's Wastepaper	garbage collection	\$30.00
Cook's Wastepaper	garbage	\$4,737.60
DesLauriers Oil	supplies	\$81.60
Desnoyer's Hardware	supplies	\$102.17
Ellwein Brothers	liquor	\$11,081.90
Express Police Supply	police supplies	\$142.92
First Rate Tree Service	tree removal	\$800.00
Fjelland Attorney at Law	legal fees	\$949.60
Forest Excavating & Water	water repairs	\$5,407.22
Huron Culvert & Tank	street supplies	\$626.88
ITC	utilities	\$427.07
Johnson Brothers Famous Brand	liquor	\$6,194.98
Ken's Food Fair	supplies	\$19.02
K & P Pump Repairs	sewer repairs	\$244.90
Mack's	supplies	\$540.40
Moritz Publishing	supplies	\$410.12
NAPA	supplies	\$238.33
Northwestern Energy	utilities	\$6,634.57
Office Systems	supplies	\$137.31
Olson's Auto Parts	supplies	\$11.28
Olson Motor Co.	repairs & maintenance	\$458.86
Oscar's Machine Shop	repairs	\$1,060.40
Pitney Bowes	postage fees	\$35.00
Porter Distributing	liquor	\$599.50
SD Rural Development	water utility bond payment	\$908.00
SD Rural Development	interest on sewer utility bond	\$6,916.29
Service Master	tile maintenance	\$230.00
Share Corp	supplies	\$145.40
Stacy Mayou	meals for training	\$35.00
Star Laundry	rug cleaning	\$98.10
SoDak Distributing	supplies	\$7,520.17
The Literacy Guild	supplies	\$34.99
Watertown Flowers	supplies	\$33.50

New Claims for September

From	For	Amount
Wells Fargo Financial	copier lease	\$132.87
Westside Implement	park supplies	\$28.23
Milbank Winwater Systems	water supplies	\$35.51
		<hr/>
		\$68,653.34

Motion # 238-2005

Approve Financial Statements

Motion by Kerry Kline and seconded by Don DesLauriers to approve the financial statements. All members voting yes. Motion carried.

First Reading of Ordinance # 451

An Ordinance amending Clark Municipal Code “Title 4 – Animal, Chapter 4.30 – Licensing” of the Clark Municipal Code.

Motion # 239-2005

Second Reading of Ordinance # 449

Motion by Larry Dreher and seconded by Kerry Kline to approve Ordinance # 449. Discussion clarified that prosecution will be on a complaint basis; and as stated in ordinance, kennel licenses can be applied for by variances. All members voting yes. Motion carried.

Ordinance #449

AN ORDINANCE AMENDING CLARK MUNICIPAL CODE “TITLE 4 – ANIMALS”, BY THE ADDITION OF “CHAPTER 4.13 – NUMBER OF PETS LIMITED”.

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF CLARK, SOUTH DAKOTA, that “Title 4 – Animals, Chapter 4.13 – Number of Pets Limited” be adopted to read as follows:

Section

“4.1302 NUMBER OF PETS LIMITED

It is unlawful for any person to have or to keep more than three domestic animals over the age of six months, except birds and fish, on any lot or premises in the municipality, unless such person residing on or in the lot or premises has a valid special exception to operate a kennel. Veterinarian offices and retail pet stores are exempt from the provisions of this section.

4.1399 PENALTY

Any person violating any of the provisions of this article shall be guilty of a municipal ordinance violation punishable by a fine not to exceed two hundred dollars (\$200.00).”

All ordinances and resolutions or parts of ordinances and resolutions in conflict with this ordinance are hereby expressly repealed and from and after the effective date of this ordinance, this ordinance shall take precedence over any other ordinances or resolution previously adopted.

FIRST READING: August 2, 2005
SECOND READING: September 8, 2005
ADOPTED: September 8, 2005
PUBLISHED: September 14, 2005
EFFECTIVE: October 4, 2005

CITY OF CLARK

Lester C. Solberg, Mayor

ATTEST:

Jackie Luttrell, City Finance Officer
(seal)

Police Report

Police Chief Mayou reported 1458 miles patrolled, two DWI, one exhibition driving, one no drivers license, four speed, one dog running loose, one stop sign, one open container, and one petty theft. Officer Wellnitz will attend interview and interrogation training in Aberdeen on September 14-16. Police Chief Mayou attended FBI training on August 1-2. Firearm qualifications were also done this past month.

Motion # 240-2005

Approve Police Report

Motion by Larry Dreher and seconded by Lyle Brenden to approve the police report. All members voting yes. Motion carried.

Motion # 241-2005

Approve Police Training

Motion by Larry Dreher and seconded by Kerry Kline to approve the police training for Officer Wellnitz and Police Chief Mayou as stated in the Police Report. All members voting yes. Motion carried.

Curfews

Council and Police Chief Mayou discussed the current ordinance for curfews. Mayou felt the current ordinance is working. No further action taken.

First Reading of Ordinance # 450

An ordinance of the 2006 Appropriations Ordinance.

Motion # 242-2005

Resolution # 741

Motion by Lyle Brenden and seconded by Don DesLauriers to approve Resolution # 741. All members voting yes. Motion carried.

RESOLUTION # 741

A RESOLUTION TO AUTHORIZE THE PURCHASE OF REAL ESTATE BY THE CITY OF CLARK, SOUTH DAKOTA, AND TO DESIGNATE AN OFFICER OR AGENT FOR THE CITY OF CLARK TO SIGN ALL DOCUMENTS IN CONNECTION WITH THE PURCHASE OF SAID REAL ESTATE.

BE IT RESOLVED BY THE CITY COUNCIL OF CITY OF CLARK, SOUTH DAKOTA:

WHEREAS, the City Council of Clark, South Dakota, intends to construct a medical arts facility within the City of Clark, South Dakota, for the use of the people of the community and the surrounding area; and,

WHEREAS, the City of Clark desires to purchase real estate located within the City of Clark, South Dakota, for such purposes; and,

WHEREAS, the City of Clark has received an offer from the owner or owners thereof to sell to the City of Clark the following described real estate, to wit:

Lots Ten (10), Eleven (11), Twelve (12), Thirteen (13), Fourteen (14) and Fifteen (15), of Block One (1), of the Original Plat of the City of Clark, Clark County, South Dakota;

for a price of Forty-Six Thousand (\$46,000) Dollars; and,

WHEREAS, the City Council deems said real property to be an appropriate location for said medical arts facility and therefore desires to accept the above described offer to sell the above described real property to the City of Clark for the consideration set forth in said offer; and,

WHEREAS, it is necessary to appoint an agent for the City of Clark to execute all documents and take whatever other action may be deemed necessary or appropriate to consummate the purchase of the above described real property on behalf of the City of Clark for the consideration set forth in said offer;

NOW, THEREFORE, BE IT RESOLVED that the City of Clark, South Dakota, does hereby accept the offer of the owner or owners thereof to sell the following described real property, to wit:

Lots Ten (10), Eleven (11), Twelve (12), Thirteen (13), Fourteen (14) and Fifteen (15), of Block One (1), of the Original Plat of the City of Clark, Clark County, South Dakota;

AND BE IT FURTHER RESOLVED, that Lester C. Solberg, Mayor of the City of Clark, is hereby authorized and directed to execute all documents and take whatever other action he may deem necessary or appropriate to consummate the purchase of the

above described real property for the consideration set forth in the offer accepted in this Resolution.

Adopted this 8th day of September, 2005.

ATTEST:

Lester C. Solberg, Mayor
City of Clark, South Dakota

Jackie Luttrell
City Finance Officer
(seal)

Medical Building Update

This past week the City received Notice of Grant Award from the Department of Health and Human Services for \$245,516.00.

Motion # 243-2005

Resolution # 740

Motion by Lyle Brenden and seconded by Don DesLauriers to approve Resolution # 740. All members voting yes. Motion carried.

RESOLUTION # 740

A RESOLUTION TO AUTHORIZE THE CITY OF CLARK TO ACCEPT A MONETARY GIFT FROM CLINTON AND JENNIE CLARK TO BE USED FOR THE CONSTRUCTION OF A MEDICAL ARTS FACILITY, AND TO DESIGNATE AND AUTHORIZE THE MAYOR TO SIGN AN AGREEMENT WHICH MEMORIALIZES THE TERMS AND CONDITIONS OF SAID GIFT.

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CLARK, SOUTH DAKOTA:

WHEREAS, the City of Clark, South Dakota, intends to construct a medical arts facility within the City of Clark, South Dakota; and,

WHEREAS, Clinton and Jennie Clark, desire to make a monetary gift to the City of Clark to be used for the construction of said medical arts facility, including but not limited to the purchase of the real estate on which said facility is to be situated; and,

WHEREAS, the City of Clark with deep gratitude desires to accept Clinton and Jennie Clark’s generous gift to the City;

NOW, THEREFORE, BE IT RESOLVED that the City of Clark, South Dakota, does hereby accept a monetary gift from Clinton and Jennie Clark to be used for the construction of a medical arts facility, including but not limited to the purchase of the real estate on which said facility is to be situated;

AND BE IT FURTHER RESOLVED, that Lester C. Solberg, Mayor of the City of Clark, is hereby authorized and directed to execute any necessary agreement for the purpose of memorializing the terms and conditions pursuant to which Clinton and Jennie Clark's gift to the City of Clark is to be made and administered;

AND BE IT FURTHER RESOLVED, that the City of Clark, South Dakota, by and through its City Council, offers it sincere appreciation, thanks and gratitude to Clinton and Jennie Clark for their generous gift, which will help enable the construction of the medical arts facility, strengthen our community and ensure that the citizens of Clark and the surrounding area will continue to receive the best possible medical care for many years to come.

Adopted this 8th day of September, 2005.

ATTEST:

Jackie Luttrell
City Finance Officer
(seal)

Lester C. Solberg, Mayor
City of Clark, South Dakota

Motion # 244-2005

Request of Amendment

Motion by Larry Dreher and seconded by Louann Streff to approve the Request for Amendment on \$12,510.95 of CDBG funds for Phase II. All members voting yes. Motion carried.

Motion # 245-2005

Change Order No. 2 FINAL Olson Construction

Motion by Lyle Brenden and seconded by Louann Streff to approve Change Order No. 2 FINAL from Olson Construction for \$545.00 for the Phase II project. All members voting yes. Motion carried.

Motion # 246-2005

Pay Request No. 6 FINAL Olson Construction

Motion by Kerry Kline and seconded by Larry Dreher to approve Payment Request No. 6 FINAL from Olson Construction for \$15,776.95 for the Phase II project. All members voting yes. Motion carried.

Erosion Control at Holbeck Addition

Clark Engineering is continuing to research the erosion issues at the Holbeck Addition.

Commercial Street Sidewalk Replacement

Council gave Jerry Jacobsen permission to proceed with the planning on replacing the sidewalk on the west side of Commercial Street.

Motion # 247-2005

Advertise to Bid

Motion by Larry Dreher and seconded by Louann Streff to advertise for bids for the curb and gutter, valley gutter, along with excavating the street for 8" of gravel surfacing. Bid

opening will be held at a special meeting on September 26, 2005 at 12:00 pm in City Hall. All members voting yes. Motion carried.

Councilman John Pollock arrived at this time, 8:03 pm.

Motion # 248-2005

2005 SDML Conference

Motion by John Pollock and seconded by Louann Streff to approve conference and travel expenses for Rae Jean Flora and Jackie Luttrell to attend the 2005 Conference sponsored by SDML on October 5-7, 2005 in Sioux Falls, SD. All members voting yes. Motion carried.

Motion # 249-2005

One Day Liquor Licenses

Motion by Lyle Brenden and seconded by Kerry Kline to authorize one-day liquor licenses for the Clark American Legion on September 17, 2005 for the McGraw fundraiser and November 30, 2005 for the VFW Gun Raffle. All members voting yes. Motion carried.

Rumor Control

Various Council members discussed rumors they have been hearing around town. Council discussed staying in the know to control the “rumors” surrounding business.

Water Disconnects & Delinquent Accounts

Five delinquent water accounts, totaling \$1,420.01, have been handed over to Watertown Credit Bureau. No disconnect list was available for review. Water accounts that are 15 days past due will continue to be disconnected.

Industrial Development

Keith Warren and Warren Brandlee addressed the Council on a proposal to create a non-profit Economic Development Corporation, 501C3, to be a separate entity from the City. Membership units would be sold to interested individuals wishing to be part of the group. Complete details on who can join and membership costs were not available. If approved by the Council, the current Industrial Development group would be dissolved and the new group created effective January 1, 2006. The proposal includes having the City continue to pay the three loans on the Industrial Development Park buildings totaling \$77,627.52/year until the loans are paid off in June 2010. No additional funding will be provided by the City. In addition, Industrial Development requests that the City transfer the deed of approximately 23.3 acres of land located east of Nature’s Deli to the Industrial Development group. The City maintained ownership of this land when McCain’s facility was gifted by the State.

Luttrell informed the Council that according to the State Auditor, the group would still be responsible to supply financial statements to the City as they are still considered a component unit because of the funding being provided for the loans. Refusal to provide such information will result in a qualified opinion on the City’s audit. No action was taken at this time as Council wishes to discuss with their constituents.

There were no items for Executive Session.

Motion # 250-2005

Adjourn

Motion by Kerry Kline and seconded by Louann Streff to adjourn. All members voting yes. Motion carried.

Meeting adjourned at 9:05 pm.

Mayor Lester C. Solberg

Attest: Finance Officer Jackie Luttrell
(seal)

**City of Clark Special Council Meeting
September 26, 2005
12:00 PM**

Call to order: The Clark City Council met in special session on September 26, 2005 at 12:00 pm in the City Hall Council Room.

Council Members Present: Don DesLauriers, Larry Dreher, Louann Streff, Kerry Kline, and Lyle Brenden. Council Pollock was unable to attend.

Others Present: Mayor Les Solberg, Finance Officer Jackie Luttrell, Lonnie Anderson from Clark Engineering, and Brent Forest.

Mayor Solberg called the meeting to order at 12:03 pm.

Motion # 251-2005

Adopt Agenda

Motion by Lyle Brenden and seconded by Don DesLauriers to adopt the agenda. All members voting yes. Motion carried.

Opening Bids for 2005 Street Improvements for the Holbeck Addition

Lonnie Anderson explained the two schedules for the bid. Schedule A was for street shaping and layout of the topsoil. Schedule B was for curb and gutter and valley gutter. Luttrell opened bids and read them as follows to the Council:

Contractor	Schedule A	Schedule B
Forest Excavation	\$16,582.00	--
Brewer Construction	--	\$12,720.00
Clausen Construction	\$10,210.00	\$12,282.48

Motion # 252-2005

Approve Bid

Motion by Larry Dreher and seconded by Lyle Brenden to accept the Clausen Construction bid for both Schedule A and B for the amounts stated. All members voting yes. Motion carried.

Motion # 253-2005

Approve Excel Courses

Motion by Don DesLauriers and seconded by Larry Dreher to approve the expenses related to sending Rae Jean Flora and Jackie Luttrell to an intermediate Excel course in Sioux Falls on October 4, 2005. All members voting yes. Motion carried.

Motion # 254-2005

Approve Police Dispatcher

Motion by Louann Streff and seconded by Kerry Kline to approve the County's police dispatcher replacement to Sharon Bjerke effective September 1, 2005 at a rate of \$20/day. All members voting yes. Motion carried.

Motion # 255-2005

Adjourn

Motion by Louann Streff and seconded by Kerry Kline to adjourn. All members voting yes.
Motion carried.

Meeting adjourned at 12:24 pm.

Mayor Lester C. Solberg

Attest: Finance Officer Jackie Luttrell
(seal)

**City of Clark Council Meeting
October 3, 2005
7:00 PM**

Call to order: The Clark City Council met in session on October 3, 2005 at 7:00 pm in the City Hall Council Room.

Council Members Present: Don DesLauriers, Larry Dreher, Louann Streff, Kerry Kline, Lyle Brenden, and John Pollock.

Others Present: Mayor Les Solberg, Finance Officer Jackie Luttrell, City Attorney Chad Fjelland, Bill Krikac, Tom LaBrie, Rick Worth and Warren Brandlee.

Mayor Solberg called the meeting to order at 7:00 pm.

Motion # 256-2005 **Adopt Agenda**
Motion by John Pollock and seconded by Lyle Brenden to adopt the agenda. All members voting yes. Motion carried.

Motion # 257-2005 **Approve Minutes**
Motion by Larry Dreher and seconded by Don DesLauriers to approve the Council Meeting Minutes from September 8, 2005 and September 26, 2005. All members voting yes. Motion carried.

Motion # 258-2005 **Approve City Financial Statements**
Motion by John Pollock and seconded by Louann Streff to approve the City’s financial statements. All members voting yes. Motion carried.

Motion # 259-2005 **Approve Library Financial Statements**
Motion by John Pollock and seconded by Louann Streff to approve the Library Third Quarter financial statements. All members voting yes. Motion carried.

Beginning Balance	\$479.86
Receipts	\$54.10
Expenses	(\$50.38)
Ending Balance	\$483.58

Motion # 260-2005 **Approve Claims**
Motion by Larry Dreher and seconded by John Pollock to approve the following claims. All members voting yes. Motion carried.

Additional September Paid Claims

Check #	Name	For	Amount
1030	Olson Construction	Phase II Pay Request No. 6 FINAL	\$12,510.95
1031	Olson Construction	Phase II Pay Request No. 6 FINAL	\$3,266.00

Additional September Paid Claims

Check #	Name	For	Amount
18735	Bank of the West	sludge tank loan payment	\$930.00
18736	Bullberr Systems Inc.	ARCView software	\$1,063.90
18737	Codington-Clark Equipment	JD lawn mower	\$2,685.00
18738	Darin Altfillisch	payroll	\$1,138.91
18739	Richard Claussen	payroll	\$190.51
18740	Roger Collins	payroll	\$1,027.41
18741	Rae Jean Flora	payroll	\$573.48
18742	Keith Kruthoff	payroll	\$393.69
18743	Jackie Luttrell	payroll	\$741.43
18744	Stacy Mayou	payroll	\$1,030.07
18745	Cassi Schlagel	payroll	\$71.57
18746	Floyd Sjoberg	payroll	\$160.92
18747	Loren Stanley	payroll	\$788.15
18748	Jeremy Wellnitz	payroll	\$791.91
18749	Clark Rural Water	supplies	\$10,778.90
18750	Bank of the West	941 taxes	\$2,142.70
18751	Jeremy Wellnitz	training expenses	\$49.00
18752	SDML	classes	\$180.00
18753	Gary Kruthoff	refund	\$50.00
18754	Cellular One	cell phone	\$124.35
18755	Clark Chamber of Commerce	Community Assessment fee	\$400.00
18756	Darin Altfillisch	payroll	\$1,049.12
18757	Roger Collins	payroll	\$1,027.41
18758	Rae Jean Flora	payroll	\$573.48
18759	Keith Kruthoff	payroll	\$380.92
18760	Jackie Luttrell	payroll	\$741.43
18761	Stacy Mayou	payroll	\$1,030.07
18762	Floyd Sjoberg	payroll	\$394.23
18763	Loren Stanley	payroll	\$788.15
18764	Jeremy Wellnitz	payroll	\$791.91
18765	AFLAC	insurance	\$229.80
18766	Wellmark BCBS	insurance	\$3,645.03
18767	Bank of the West	941 taxes	\$2,109.08
18768	SD Retirement System	retirement contributions	\$2,301.88
18769	VALIC	retirement contributions	\$25.00
18770	American Family Insurance	life insurance	\$13.66
18771	The US Life Insur Co	life insurance	\$14.00
18772	Sharon Bjerke	payroll	\$183.17
18773	Ryan Burke	payroll	\$213.37
18774	Eileen Dunbar	payroll	\$172.85
18775	Robert Gergen	payroll	\$897.67
18776	John Howardson	payroll	\$225.89
18777	Carmen Kloster	payroll	\$532.65
18778	Lisa McGraw	payroll	\$224.43
18779	Dorcas Protexter	payroll	\$645.35
18780	Robert Schlueter	payroll	\$30.42
18781	Ronald Schorg	payroll	\$57.26

Additional September Paid Claims

Check #	Name	For	Amount
18782	Lester Solberg	payroll	\$364.78
18783	Teri Stokely	payroll	\$277.36
18784	Bank of the West	941 taxes	\$1,019.86
18785	Petty Cash	misc. maintenance	\$38.00
18827	Comfort Inn	conference expense	\$258.00
18828	City of Clark	applied water deposit	\$100.00
18829	City of Clark	applied water deposit	\$100.00
18830	Olson Auto Parts	fire dept supplies	\$176.09
18831	SD State Treasurer	sales tax	\$44.95
			<u>\$61,766.12</u>

New October Claims

Name	For	Amount
Avera Queen of Peace	drug testing	\$71.50
Beverly Kluess	library substitute	\$28.00
Book of the Month Club	books	\$30.48
Brewer Construction	valley gutter	\$160.00
Cardell's	supplies	\$82.82
Chief	fire department supplies	\$237.45
Cabela's	police equipment	\$479.22
City of Clark	Applied water deposit	\$100.00
Clark County Courier	advertising	\$216.57
Clark Engineering	professional fees	\$3,367.90
Clark Farmers Elevator	lawn mix	\$75.00
Community Oil	supplies & repairs	\$1,897.72
Dacotah Bank	loan payments	\$3,655.42
Des Lauriers Oil	supplies	\$303.20
Desnoyer's Hardware	supplies	\$253.32
First National Bank	SRF loan payment	\$8,181.87
Florey's Plumbing	repairs	\$191.09
ITC Rural Economic Dev.	loan payment	\$2,813.54
ITC Telephone`	utilities	\$398.61
Johnson Brothers	liquor	\$7,925.74
Larry Jerde	HRC audit	\$2,365.00
Mack's Standard	supplies & repairs	\$390.66
Milbank Winwater	water supplies	\$187.66
NAPA Auto Parts	park supplies	\$106.57
Northwestern Energy	utilities	\$8,272.28
Office Systems	office systems	\$51.31
Olson's Auto Parts	supplies	\$8.49
Olson Motor Co.	repairs	\$146.79
One Call Systems	locate tickets	\$6.93
Petty Cash	misc maintenance	\$38.00
Pitney Bowes	postage	\$5.99
Quill	supplies	\$175.86

New October Claims

Name	For	Amount
Ritter's Repair	med van repairs	\$425.26
SD Dept of Revenue	water testing	\$272.00
SD Labor Law Poster Office	posters	\$115.50
SD Rural Development	water utility revenue bond	\$908.00
Share Corp	supplies	\$314.85
SoDak Distributing	liquor	\$7,729.28
Star Laundry	rug cleaning	\$49.40
St Paul Stamp Works	license tags	\$46.20
Viking Office Products	supplies	\$3.26
Wells Fargo Financial	copier lease	\$132.87
Westside Implement	stump grinding	\$253.50
		<hr/>
		\$52,475.11
		<hr/>

Spotlight on Leadership

Luttrell introduced to the Council the invitation by SDSU Extension Service for a city representative to attend the Spotlight on Leadership & Poverty session being held on October 14 in Clark. Councilman Dreher and/or Luttrell will try to attend.

Police Report

Police Chief Mayou reported 1925 miles patrolled with citations/arrest as follows: five speed, one underage consumption, two possession of drug paraphernalia, one DWI, one expired validation sticker, one domestic, and two non-injury accidents. The department was awarded a COPS Technology Supplemental Grant for \$451.55 which was used to purchase equipment. Luttrell requested that the Council approve an increase of the police's supply budget by \$451.55 and \$1,196.12 for salaries (final payment on the COPS grant) for a total of \$1,647.12.

Motion # 261-2005

Approve Police Report

Motion by Larry Dreher and seconded by Lyle Brenden to approve the police report and increase the police budget by \$1,647.12. All members voting yes. Motion carried.

Motion # 262-2005

Approve Ordinance #450 2006 Appropriations

Motion by Louann Streff and seconded by Larry Dreher to approve the second reading of Ordinance #450 2006 Appropriations. All members voting yes. Motion carried.

Motion # 263-2005 Approve Ordinance #451

Motion by Lyle Brenden and seconded by Larry Dreher to approve the second reading of Ordinance #451. All members voting yes. Motion carried.

ORDINANCE #451

AN ORDINANCE AMENDING CLARK MUNICIPAL CODE “TITLE 4 – ANIMALS, CHAPTER 4.30 – LICENSING”, OF THE CLARK MUNICIPAL CODE.

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF CLARK, SOUTH DAKOTA, that “Title 4 – Animals, Chapter 4.30 – Licensing – Section 10.3004- Application for License Certificate of Tag” be amended in its entirety to read as follows:

Section

“4.3004 APPLICATION FOR LICENSE CERTIFICATE AND TAG

(a) A license application shall be furnished by the City Finance Officer and must be accompanied by a rabies immunization certificate and the fee as established by Section 4.3008.

(b) A certificate and tag shall be issued upon receipt of a proper application for a license. The certificate shall at all times be in possession of the owner or keeper of the animal. The tag must be at all times be worn by the licensed dog or cat.”

CITY OF CLARK

First Reading of Ordinance # 452

First reading of Ordinance # 452 An Ordinance Supplementing Appropriations for the Budget Year 2005.

Motion # 264-2005

Approve Resolution # 742

Motion by John Pollock and seconded by Don DesLauriers to approve Resolution # 742 First District 2006 Municipal Dues. All members voting yes. Motion carried.

Resolution # 742

The City of Clark agrees to provide \$917.71 of support to the First District Association of Local Government for the 12 months from October 1, 2005 – September 30, 2006, payable in February 2006.

Adopted this 3rd day of October, 2005

Lester C. Solberg, Mayor
City of Clark, South Dakota

ATTEST:
Jackie Luttrell, Finance Officer

TIF District No. 1 Update

Luttrell updated the Council on the TIF District No. 1. Expenses are estimated at approximately \$70,000 with bills received from Forest Excavating and Clark Engineering. A construction loan is needed to pay the charges received to date. At the time all the bills have been paid, the TIF will be created and a TIF loan will be needed. Additional funds are necessary for the construction and debt service phases. The 2006 budget includes the estimated loan payment. An estimate of \$9,477 was received from Clark County for the asphalt work for Jaben Circle.

Motion # 265-2005 **Approve Claim from Forest Excavating**
Motion by Larry Dreher and seconded by Don DesLauriers to approve the pay request for Forest Excavating for \$24,020 for the water and sewer lines at the Holbeck Addition as part of TIF District No. 1. All members voting yes. Motion carried.

Motion # 266-2005 **Approve Change Order Claim from Forest Excavating**
Motion by Kerry Kline and seconded by Louann Streff to approve and pay the change order from Forest Excavating for \$4,260 for additional expenses incurred on the water and sewer lines at the Holbeck Addition as part of TIF District No. 1. This change order was approved by Clark Engineering. All members voting yes. Motion carried.

Motion # 267-2005 **Approve Claim from Clark Engineering**
Motion by Lyle Brenden and seconded by John Pollock to approve the invoice from Clark Engineering for \$2,007.81 for the 2005 Street Improvements at the Holbeck Addition as part of TIF District No. 1. All members voting yes. Motion carried.

Motion # 268-2005 **Approve Resolution # 744**
Motion by Larry Dreher and seconded by Kerry Kline to approve Resolution #744 Interim Financing for Tax Increment District No. 1. All members voting yes. Motion carried.

RESOLUTION # 744

A RESOLUTION TO DESIGNATE THE MAYOR AS THE SIGNATORY FOR ALL DOCUMENTS RELATING TO INTERIM FINANCING FOR TAX INCREMENT DISTRICT #1 WITHIN THE CITY OF CLARK, SOUTH DAKOTA.

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CLARK, SOUTH DAKOTA:

WHEREAS, a source of interim financing is necessary with respect to the Tax Increment District #1, within the City of Clark, South Dakota;

WHEREAS, Dacotah Bank has agreed in principle to extend said interim financing;

NOW, THEREFORE, BE IT RESOLVED that Lester C. Solberg, Mayor of the City of Clark, is hereby authorized and directed to execute all documents and take

whatever other action he may deem necessary to secure the interim financing as above-described

The City of Clark is adopting this Resolution as an emergency measure in order to protect the public health, safety, and general welfare of the residents of this City. As provided by SDCL 9-19-13, this Resolution shall be effective upon publication of the Notice of Adoption.

Passed and Adopted this 3rd day of October 2005.

Lester C. Solberg, Mayor
City of Clark, South Dakota

ATTEST:
Jackie Luttrell, City Finance Officer

Asphalt Projects

Mayor Solberg explained that the County has accepted a bid from McLaughlin and Schulz to surface Cloud Street. The project is expected to be completed by the end of October. Part of the County’s bid including asphalt work for the following:

Jabin Circle	180 T	\$9,477.00
7 th Ave.	90 T	\$4,738.50
Kansas St.	55 T	\$2,895.75
Griffin Apts.	90 T	\$4,738.50

The Griffin Apts. Project is being completed for HRD and being paid for by Rural Development. The City will do some of the work which will be reimbursed by RD.

Motion # 269-2005 **Close Fund 651 & Open TIF Funds 301 & 504**

Motion by John Pollock and seconded by Kerry Kline to close the Unemployment Insurance Comp Fund (651) and transferring the cash balance of \$3,174.03 into the general fund. Also, create the necessary TIF funds: Tax Incremental District No. 1 Capitol Project (504) and Tax Incremental District No. 1 Debt Service Fund (301). All members voting yes. Motion carried.

Motion # 270-2005 **One Day Liquor License**

Motion by Louann Streff and seconded by Kerry Kline to approve the following one day liquor licenses for the Clark American Legion. All members voting yes. Motion carried.

October 8, 2005	Lions Gun Raffle	4 pm – 2 am
November 2, 2005	VFW Gun Raffle	4 pm – 2 am

Risk Management Bulletin

Luttrell shared with the Council a Safety Benefits bulletin that states effective September 30, 2005 an employee will now be disqualified from driving a commercial vehicle for a period of not less than one year if convicted of certain offenses while driving a **non-commercial** vehicle. Most notable is while driving or being in actual physical control while under the influence of alcohol or any controlled drug or substance. Luttrell will research as to which city vehicles require a CDL license and further discussion will

follow as to what, if any, consequence will follow should an employee have their CDL suspended, revoked or canceled.

Motion #271-2005

Resolution # 743 Schedule of Rates

Motion by John Pollock and seconded by Larry Dreher to approve Resolution # 743. All members voting yes. Motion carried.

RESOLUTION # 743

A RESOLUTION SETTING FORTH A SCHEDULE OF RATES FOR USE BY THE CITY OF CLARK.

BE IT RESOLVED, that the following schedule of rates shall be effective as of the date of this Resolution for the following services provided by the City of Clark.

City Hall Offices:

Black and White photocopies	\$0.20/page
Color photocopies	\$1.00/page
Faxes	\$2.00/page, incoming and outgoing
NSF charges	\$30 per occurrence

Maintenance:

Loader with operator	\$60/hour
Motor grader/blade with operator	\$60/hour
Dump truck with operator	\$45/hour
Skid loader with operator	\$50/hour
Operator only	\$20/hour
Mowing, rider	\$50/hour
Mowing, tractor & rotary	\$75/hour
Black dirt.....	\$25 yard plus cost of delivery
Gravel.....	\$3/yard plus cost of delivery

BE IT FURTHER RESOLVED that the city office employee shall determine as to the rate payable to the City of Clark.

As provided by SDCL 9-9-13, this Resolution shall be effective upon publication of the Notice of Adoption.

Dated this 3rd day of October, 2005.

Lester C. Solberg
City of Clark, South Dakota

ATTEST:
Jackie Luttrell, City Finance Officer

Motion # 272-2005

Arcview Training

Motion by John Pollock and seconded by Larry Dreher to approve Arcview training expenses for Rae Jean Flora and Jackie Luttrell on October 12 and 13 in Watertown. All members voting yes. Motion carried.

Planning & Zoning Conference

Council reviewing information about the 12th Annual South Dakota Planning Association Planning and Zoning Conference and Professional Development Session being held on October 26th and 27th in Brookings. Decision was to not send anyone to this conference.

Medical Building Update

The closing on the Larkin Building and Melby property has been scheduled for October 14, 2005.

County Water Usage on Cloud Street

Council decided to not bill the County for the water used on Cloud Street for dust control due to the asphalt being extended back on the side streets.

Motion # 273-2005

Motion by John Pollock and seconded by Lyle Brenden to write off two bankrupt water accounts (1725-00-0 at \$45.45 and 2258-00-7 at \$165.19). All members voting yes. Motion carried.

Bankrupt Water Accounts

Industrial Development

Council reviewed Resolution # 745 in regards to Industrial Development. This resolution reiterates the motion to continue paying the three loans for the two buildings at the Industrial Park. The intent of this resolution is to show the intent of the current Council to continue to support the payments of these loans. This resolution has no impact on Industrial Development's request to break off from the City. City Attorney Fjelland stated this resolution can be rescinded at any time. Luttrell pointed out that the loan payments are significant that the group will still be required to submit financial statements for the City's annual report and audit.

Motion # 274-2005

Motion by John Pollock and seconded by Don DesLauriers to approve Resolution # 745 . All members voting yes. Motion carried.

Resolution # 745

RESOLUTION # 745

A RESOLUTION OF INTENT RELATING TO THE CLARK INDUSTRIAL DEVELOPMENT CORPORATION AND RELATED ECONOMIC DEVELOPMENT WITHIN THE CITY OF CLARK, SOUTH DAKOTA.

WHEREAS, the City of Clark, has budgeted for fiscal year 2006, the sum of \$78,100.00 for Industrial Development purposes;

WHEREAS, the Clark Industrial Development Corporation has indicated to the City of Clark that it will be self supporting after fiscal year 2010 and seek no further regular funding from the City of Clark,

WHEREAS, the City of Clark, at the request of the Clark Industrial Development Corporation, although non-binding on future councils, desires to set forth its desire and intent

City Council Meeting – October 3, 2005

to budget, for Industrial Development purposes, the sum of \$78,100.00 for fiscal years 2007, 2008, 2009 and 2010 in order to meet obligations relating to Clark's Industrial Park;

NOW, THEREFORE, BE IT RESOLVED:

That the City of Clark, by this Resolution, evidences its intent to budget the sum of \$78,100.00 for Industrial Development purposes for fiscal years 2007, 2008, 2009, 2010, said intent being based upon the representations of the Clark Industrial Development Corporation of its intent to be self supporting after fiscal year 2010.

Lester C. Solberg, Mayor
City of Clark, South Dakota

ATTEST:
Jackie Luttrell, City Finance Officer

Quarterly Award

Council discussed the recipient for the third quarter Quarterly Award.

Christmas Party

This year's City Christmas Party will be held at the Playhouse Family Restaurant on December 3, 2005. Luttrell will organize the planning.

There were no topics for Executive Session.

Motion # 275-2005

Adjourn

Motion by Kerry Kline and seconded by Louann Streff to adjourn. All members voting yes. Motion carried.

Meeting adjourned at 8:11 pm.

Mayor Lester C. Solberg

Attest: Finance Officer Jackie Luttrell
(seal)

**City of Clark Council Meeting
November 7, 2005
7:00 PM**

Call to order: The Clark City Council met in session on November 7, 2005 at 7:00 pm in the City Hall Council Room.

Council Members Present: Don DesLauriers, Larry Dreher, Louann Streff, Kerry Kline, Lyle Brenden, and John Pollock.

Others Present: Mayor Les Solberg, Finance Officer Jackie Luttrell, City Attorney Chad Fjelland, Police Chief Stacy Mayou, Bill Krikac, Lonnie Lyke, Gary & Linda Kruthoff, Lee Terveen, Robert Forest, David Musser, Eric & Julie Brandenburger, Joel Huber and Dan Duenwald.

Mayor Solberg called the meeting to order at 7:00 pm.

Motion # 276-2005

Adopt Agenda

Motion by Pollock and seconded by Brenden to adopt the agenda. All members voting yes. Motion carried.

Public Input

A new item for council meeting will be Public Input. This was suggested to the City by the Safety Benefits Suggested Improvements. Citizens will be given an opportunity to briefly address the council. However, unless the item is already on the agenda, no action can be taken at the meeting. Citizens will be required to keep it brief and to the point. We will try to keep the item at the beginning of the agendas.

Motion # 277-2005

Approve Minutes

Motion by Pollock and seconded by Dreher to approve the Council Meeting Minutes from October 3, 2005. All members voting yes. Motion carried.

Motion # 278-2005

Approve Financial Statements

Motion by Kline and seconded by DesLauriers to approve the City financial statements. All members voting yes. Motion carried.

Motion # 279-2005

Approve Claims

Motion by Streff and seconded by Dreher to approve the following claims. All members voting yes. Motion carried.

October Additional Claims

<u>Check #</u>	<u>Name</u>	<u>For</u>	<u>Amount</u>
ACH # 84	Jeanne Lyke Trust Acct	land	\$50,472.05
16383	Forest Excavating	water & sewer	\$24,020.00
16384	Forest Excavating	water & sewer	\$4,260.00
16385	Clark Engineering	prof. fees	\$2,007.81

City Council Meeting – November 7, 2005

October Additional Claims

<u>Check #</u>	<u>Name</u>	<u>For</u>	<u>Amount</u>
18832	Rae Jean Flora	meals	\$66.00
18833	Jackie Luttrell	meals	\$66.00
18834	Porter Distributing	liquor	\$326.00
18835	City of Clark	utilities	\$64.75
18836	Bank of the West	loan	\$930.00
18837	Cook's Wastepaper	garbage	\$4,698.51
18838	Darin Altfillisch	payroll	\$1,163.53
18839	Richard Claussen	payroll	\$333.44
18840	Roger Collins	payroll	\$1,027.41
18841	Rae Jean Flora	payroll	\$573.48
18842	Keith Kruthoff	payroll	\$297.95
18843	Jackie Luttrell	payroll	\$741.43
18844	Stacy Mayou	payroll	\$1,030.07
18845	Floyd Sjoberg	payroll	\$132.10
18846	Loren Stanley	payroll	\$788.15
18847	Jeremy Wellnitz	payroll	\$791.91
18848	Bank of the West	taxes	\$2,157.74
18849	Rae Jean Flora	meals	\$9.00
18850	Jackie Luttrell	meals	\$9.00
18851	Ellwein Brothers	liquor	\$6,916.75
18852	Carlson Distributing	liquor	\$4,116.05
18853	Clark Rural Water	supplies	\$7,164.75
18854	Petty Cash	supplies & repairs	\$35.65
18855	Rae Jean Flora	supplies	\$29.95
18856	Cellular One	utilities	\$2.94
18857	Cellular One	utilities	\$130.28
18858	Darin Altfillisch	payroll	\$1,159.85
18859	Richard Claussen	payroll	\$118.51
18860	Roger Collins	payroll	\$1,199.46
18861	Rae Jean Flora	payroll	\$573.48
18862	Keith Kruthoff	payroll	\$597.95
18863	Jackie Luttrell	payroll	\$741.43
18864	Stacy Mayou	payroll	\$1,030.07
18865	Floyd Sjoberg	payroll	\$264.67
18866	Loren Stanley	payroll	\$801.37
18867	Jeremy Wellnitz	payroll	\$791.91
18868	AFLAC	insurance	\$229.80
18869	Wellmark BCBS	insurance	\$3,645.04
18870	Bank of the West	taxes	\$2,310.19
18871	SDRS	retirement	\$2,380.64
18872	VALIC	retirement	\$25.00
18873	The US Life Insur Co.	insurance	\$14.00
18874	Sharon Bjerke	payroll	\$266.28
18875	Ryan Burke	payroll	\$287.82
18876	Eileen Dunbar	payroll	\$195.71
18877	Robert Gergen	payroll	\$810.75
18878	Alan Hollatz	payroll	\$72.54
18879	John Howardson	payroll	\$207.37
18880	Carmen Kloster	payroll	\$413.48
18881	Lisa McGraw	payroll	\$31.42
18882	Dorcas Protexter	payroll	\$694.59
18883	Robert Schlueter	payroll	\$82.31
18884	Ronnie Schorg	payroll	\$55.47

City Council Meeting – November 7, 2005

October Additional Claims

<u>Check #</u>	<u>Name</u>	<u>For</u>	<u>Amount</u>
18885	Lester Solberg	payroll	\$364.78
18886	Teri Stokely	payroll	\$277.36
18887-18890	voided		
18891	Bank of the West	taxes	\$975.87

November Claims

<u>Name</u>	<u>For</u>	<u>Amount</u>
A-OX Welding	supplies	\$15.25
Cardell's	supplies	\$56.00
Carlson Distributing	liquor	\$4,542.50
City of Clark	utilities	\$64.75
City of Clark	applied water deposit	\$84.07
Clark Community Oil	supplies	\$1,667.27
Clark County Courier	advertising	\$320.04
Clark County Farmers Elevator	supplies	\$47.50
Clark County Weed Board	weed control	\$172.10
Clark Engineering	TIF engineer fees	\$4,769.22
Clark Rural Water	supplies	\$7,095.05
Cook's Wastepaper	utilities	\$30.00
Cook's Wastepaper	garbage collection	\$4,648.77
Cretext	supplies	\$380.00
Dacotah Bank	loan payments	\$3,655.42
Dakota Electronics	equipment	\$554.10
Dakota Pump & Control	repairs	\$201.25
DesLauriers Oil	supplies	\$434.29
Desnoyers Hardware	supplies	\$102.88
Ellwein Brothers	liquor	\$9,427.15
First District Assoc	training	\$600.00
Fjelland Attorney at Law	legal fees	\$1,409.60
Florey's Plumbing	repairs	\$191.09
Forest Excavating	water/street repairs	\$6,413.44
Green Acres Pumping	maintenance	\$750.00
ITC Rural Economic Development.	loan payments	\$2,813.54
ITC Telephone	utilities	\$410.11
Johnson Brothers Famous Brands	liquor	\$10,352.69
K & P Pump Repairs	repairs	\$9,112.26
Mack's Standard	supplies	\$294.24
Michael Todd & Co.	supplies	\$96.07
Moritz Publishing	supplies	\$114.20
NAPA Auto Parts	supplies	\$68.68
Northwestern Energy	utilities	\$4,266.74
Office Systems	supplies	\$10.67
Olson's Auto Parts	supplies	\$16.66
Olson's Motor Co	supplies	\$786.40
One Call Systems	locate tickets	\$14.85
Oscar's Machine Shop	repairs	\$639.07
Patricia Rosenau	library substitute	\$56.00
Porter Distributing	liquor	\$228.00
Quill	supplies	\$79.33
SD Dept of Revenue	testing	\$248.00
SD Rural Development	loan payments	\$787.00
SD Rural Development	loan payments	\$908.00

November Claims

<u>Name</u>	<u>For</u>	<u>Amount</u>
SD Water & Wastewater	assoc. fees	\$10.00
Share Corp	supplies	\$181.92
SoDak Distributing	liquor	\$8,319.75
South Dakota State Treasurer	sales tax	\$23.08
Star Laundry	maintenance	\$49.40
Terry Benson	water deposit refund	\$15.93
The Literary Guild	books	\$77.96
Tool Time Rental	rental	\$47.66
United Building Center	supplies	\$65.83
Viking Office Products	supplies	\$200.62
Wells Fargo Financial	copier lease	\$132.87
Westside Implement	supplies	\$533.23
Young's Primetime Sports	supplies	\$63.80

Journal Entries:

City of Clark	utilities	\$830.80
City of Clark	utilities	\$41.05
City of Clark	utilities	\$15.35
City of Clark	utilities	\$4,437.55

Motion # 280-2005

Clark Engineering Sludge Tank Claim

Motion by DesLauriers and seconded by Kline to approve a claim from Clark Engineering for \$877.52 for engineering fees related to the sludge tank. Money to be paid by local funds. All members voting yes. Motion carried.

Motion # 281-2005

Clark Engineering Cloud Street Project

Motion by Pollock and seconded by Brenden to approve a claim from Clark Engineering for \$999.33 for engineering fees for the Phase II: Cloud Street project. Money to be paid from Rural Development grant funds. All members voting yes. Motion carried.

Motion # 282-2005

Clark Engineering TIF No. 1

Motion by Dreher and seconded by Streff to approve a claim from Clark Engineering for \$1,724.20 for engineering fees on the Holbeck Addition. Money to be paid from advance on TIF construction loan. All members voting yes. Motion carried.

Motion # 283-2005

McLaughlin & Schulz

Motion by Brenden and seconded by Streff to approve payments on the Clark County 2004 Cloud Street and addendum projects up to the amount of the bid. Payments will be made upon receipt of an invoice. All members voting yes. Motion carried.

Police Report

Police Chief Mayou gave the October 2005 police report: 1 non-injury accident, 1 hit-and-run accident (cleared), 1 no motorcycle endorsement, 1 no driver's license, 4 speed, 1 possession of alcohol by a minor, 1 seatbelt violation, 3 possession of tobacco by a minor, 3 possession of drug paraphernalia, 3 ingesting marijuana, 1 possession of marijuana, and 1 DWI. Mayou updated the council on his findings on enforcing 4-wheeler traffic on city streets. Enforcing 4-wheelers would require enforcing golf carts and lawn mowers. All would be required to be registered vehicles. Mayou also informed

the Council that with the increase in the Hispanic population, the police staff will need an interpreter. Streff informed that the Clinic also needs these services and ideas were discussed about meeting these needs. No decisions made at this time.

Motion # 284-2005

Approve Police Report

Motion by Kline and seconded by Streff to approve the Police Report. All members voting yes. Motion carried.

Quarterly Award

At this time, Mayor Solberg introduced Robert Forest and informed him that he's been selected to receive the Third Quarter Quarterly Award for his contributions made to the City. Congratulations Bob!

City Logo

Luttrell informed the Council of on-going discussions with the 125th Anniversary group to create a city logo. The High School has been contacted for design ideas. Council gave Luttrell permission to continue pursuing a city logo.

City Sales Tax for Collection & Disposal of Solid Waste and Landfill Rates

The SD Department of Revenue has notified the City that effective January 1, 2006 the collection of and disposal of solid waste within the City and landfill charges are subject to the 4% tax plus the City sales tax of 2%.

Motion # 285-2005

Garbage Tax

Motion by Kline and seconded by Pollock to approve adding an additional 2% tax on the garbage collection bills effective January 1, 2006 to comply with SD Department of Revenue's tax rate change. All members voting yes. Motion carried.

CDL Changes

Council revisited the tabled item on CDL changes. Council asked to find out how other cities have handled these changes pertaining to their personnel manual. Luttrell will check with other cities. No further action taken at this time.

Motion # 286-2005

Planning & Zoning Meeting

Motion by Pollock and seconded by Brenden to adjourn regular session at 7:30 pm to proceed into the scheduled Planning & Zoning Commissions meeting to hold a joint public hearing for Gary Kruthoff's request for rezoning his property located at Lot Six (6) of Schmidt's Addition. All members voting yes. Motion carried.

Gary Kruthoff addressed the Council on his request to rezone his property from Residential (R2) to Highway Commercial (HC). His plan is to put on a building to open a used car lot.

Motion # 287-2005

Approve Rezoning Request

Motion by Pollock and seconded by Streff to recommend approval to the City Council to rezone the property at Lot 6 Schmidt's Addition from Residential (R2) to Highway

Commercial (HC). All members of the Planning & Zoning Committee, Dreher, Streff, Kline, Brenden and Pollock, voting yes. Motion carried.

Motion # 288-2005 **Adjourn Planning & Zoning Committee**

Motion by Dreher and seconded by Pollock to adjourn the Planning & Zoning Committee at 7:42 pm and return to regular session. All members voting yes. Motion carried.

Motion # 289-2005 **Approve Recommendations by Planning & Zoning**

Motion by Kline and seconded by Streff to approve the recommendation by the Planning & Zoning Committee for the rezoning of the land at Lot 6 Schmidt’s Addition to Highway Commercial and to accept the First Reading of Ordinance # 454 stating such. All members voting yes. Motion carried.

First Reading of Ordinance #454 Amendment to the Official Zoning Map

911 Addressing

Notices were sent to those city residents whose addresses are changing for 911 addressing. Residents have one year to change their addresses.

2005 Supplements

Luttrell reviewed the Expenditure guidelines with the Council to show where the 2005 Supplements are needed and where there are savings.

Motion # 290-2005 **Ordinance # 452**

Motion by DesLauriers and seconded by Dreher to approve Ordinance #452 2005 Supplementing Appropriations. All members voting yes. Motion carried.

Ordinance # 452

“An ordinance Supplementing Appropriations for the City of Clark, Clark County, South Dakota, for the year 2005.”

Be it ordained that the following sums be appropriated to supplement the City of Clark 2005 Budget:

General Fund:

41420	Auditor/Clerk Finance Officer	\$10,000
41960	Engineer	\$5,000
42110	Police Administration	\$5,000
43120	Highways Streets & Roadways.....	\$4,000
43900	Transit	\$2,500
45110	Culture-Recreation Admin.....	\$138
45111	Summer Rec- Teeners.....	\$2,003
45200	Parks.....	\$3,000
45510	Library.....	\$500
46530	Promoting the City	\$4,150
49900	Liquor.....	<u>\$10,000</u>

City Council Meeting – November 7, 2005

	General Fund Total	\$46,291
Library Fund:		
45500	Libraries	\$100
Capital Fund: Medical Building		
41900	Land	\$100,000

That this ordinance is necessary for the immediate support of the public peace, health, and safety of the Municipal Government of the City of Clark, and its existing institutions.

Means of Finance will be from Cash on Hand.

That all Ordinances or parts of the Ordinances in conflict with this Ordinance are hereby repealed.

By: _____
Mayor Lester C. Solberg

1st Reading: October 3, 2005
2nd Reading: November 7, 2005
Adopted: November 7, 2005
Published: November 9, 2005
Effective: November 29, 2005

Attest: _____
Finance Officer Jackie Luttrell

Medical Building Update

Mayor Solberg gave an update on the tear down of the Larkin Building. The Larkin Potato Sign is being given to the Larkin family. Last week during the demolishing, the city crew hit a gas line. The block was evacuated while Northwestern came and sealed off the gas line. The City did perform a locate but this particular line was not on Northwestern locate lines as they believed it to have been terminated several years ago.

Council revisited the proposals by RS Architect and Jans Corporation for architectural and construction manager at risk services. RS Architect’s proposed fee is \$49,900 with the understanding we would also be contracting with Jan Corporation as the Construction Manager at Risk. Jan Corporation proposed fee is \$15,000 plus any miscellaneous costs as stated in their contract.

Motion # 291-2005

RS Architect Contract

Motion by Dreher and seconded by Pollock to contract with RS Architect as the official architect for the medical facility. All members voting yes. Motion carried.

Motion # 292-2005

Jans Corporation Contract

Motion by Dreher and seconded by Kline to approve Jan Corporation as the Construction Manager at Risk for the construction of the medical facility. All members voting yes. Motion carried.

Engraved Bricks Fund Raiser

Luttrell asked the council for their permission to pursue an idea to sell engraved bricks for a fund raiser for the medical clinic. She states this has worked well for other cities to raise funds for pools, museums, etc. Council was positive with the idea and will readdress this as we get closer to the construction phase.

Motion # 293-2005

One Day Liquor Licenses

Motion by DesLauriers and seconded by Pollock to approve one day liquor licenses for the Clark American Legion for November 5, 2005 and November 30, 2005 from 4 pm to 2 am. All members voting yes. Motion carried.

Motion # 294-2005

2006 Liquor Licenses

Motion by Brenden and seconded by Streff to approve 2006 liquor licenses for Clark Liquors, Clark Golf Club, The Time Out, Reggie's, and Sportman's. All members voting yes. Motion carried.

Motion # 295-2005

Thanksgiving Holiday

Motion by Pollock and seconded by Streff to approve designating the day after Thanksgiving, November 25, as a designated holiday. All members voting yes. Motion carried.

Community Assessment

Council was reminded that the Clark Community Assessment started today, November 7, and will continue with listening sessions through November 9. Council members are asked to attend a listening session.

Surveying East Pasture

Solberg addressed the council on his quest to have the East Pasture surveyed. This is the land that was given to the City by the State during the McCain transfer. This land still belongs to the City. Because of the complexity of the angles of this land, Clark Engineering would be needed to survey the land. Clark Engineering is estimating the surveying costs to be anywhere from \$2,500 to \$3,500. Discussions surrounded on why spend this money now when no determination has been made on what to do with the land.

Motion # 296-2005

Approve Clark Engineering Quote to Survey

Motion by Pollock and seconded by Brenden to approve the bid from Clark Engineering to survey the East Pasture. Members voting yes: DesLauriers, Streff, Kline, Brenden and Pollock. Member voting no: Dreher. Motion carried by majority vote.

Conditional Use Permit by Nature's Deli

David Musser addressed the council on his concerns for the Conditional Use Permit being requested by Nature's Deli. Several neighbors also addressed their concerns against permitting this. Clark County Board of Adjustment will hold a public hearing on this matter on November 22, 2005 at 11:00 am. After much discussion, each council member will voice their independent voice at the County Commissioners meeting.

**City of Clark Council Meeting
November 7, 2005
7:00 PM**

Call to order: The Clark City Council met in session on November 7, 2005 at 7:00 pm in the City Hall Council Room.

Council Members Present: Don DesLauriers, Larry Dreher, Louann Streff, Kerry Kline, Lyle Brenden, and John Pollock.

Others Present: Mayor Les Solberg, Finance Officer Jackie Luttrell, City Attorney Chad Fjelland, Police Chief Stacy Mayou, Bill Krikac, Lonnie Lyke, Gary & Linda Kruthoff, Lee Terveen, Robert Forest, David Musser, Eric & Julie Brandenburger, Joel Huber and Dan Duenwald.

Mayor Solberg called the meeting to order at 7:00 pm.

Motion # 276-2005

Adopt Agenda

Motion by Pollock and seconded by Brenden to adopt the agenda. All members voting yes. Motion carried.

Public Input

A new item for council meeting will be Public Input. This was suggested to the City by the Safety Benefits Suggested Improvements. Citizens will be given an opportunity to briefly address the council. However, unless the item is already on the agenda, no action can be taken at the meeting. Citizens will be required to keep it brief and to the point. We will try to keep the item at the beginning of the agendas.

Motion # 277-2005

Approve Minutes

Motion by Pollock and seconded by Dreher to approve the Council Meeting Minutes from October 3, 2005. All members voting yes. Motion carried.

Motion # 278-2005

Approve Financial Statements

Motion by Kline and seconded by DesLauriers to approve the City financial statements. All members voting yes. Motion carried.

Motion # 279-2005

Approve Claims

Motion by Streff and seconded by Dreher to approve the following claims. All members voting yes. Motion carried.

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City Council Meeting – November 7, 2005

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18841	Rae Jean Flora	payroll	\$573.48
18842	Keith Kruthoff	payroll	\$297.95
18843	Jackie Luttrell	payroll	\$741.43
18844	Stacy Mayou	payroll	\$1,030.07
18845	Floyd Sjoberg	payroll	\$132.10
18846	Loren Stanley	payroll	\$788.15
18847	Jeremy Wellnitz	payroll	\$791.91
18848	Bank of the West	taxes	\$2,157.74
18849	Rae Jean Flora	meals	\$9.00
18850	Jackie Luttrell	meals	\$9.00
18851	Ellwein Brothers	liquor	\$6,916.75
18852	Carlson Distributing	liquor	\$4,116.05
18853	Clark Rural Water	supplies	\$7,164.75
18854	Petty Cash	supplies & repairs	\$35.65
18855	Rae Jean Flora	supplies	\$29.95
18856	Cellular One	utilities	\$2.94
18857	Cellular One	utilities	\$130.28
18858	Darin Altfillisch	payroll	\$1,159.85
18859	Richard Claussen	payroll	\$118.51
18860	Roger Collins	payroll	\$1,199.46
18861	Rae Jean Flora	payroll	\$573.48
18862	Keith Kruthoff	payroll	\$597.95
18863	Jackie Luttrell	payroll	\$741.43
18864	Stacy Mayou	payroll	\$1,030.07
18865	Floyd Sjoberg	payroll	\$264.67
18866	Loren Stanley	payroll	\$801.37
18867	Jeremy Wellnitz	payroll	\$791.91
18868	AFLAC	insurance	\$229.80
18869	Wellmark BCBS	insurance	\$3,645.04
18870	Bank of the West	taxes	\$2,310.19
18871	SDRS	retirement	\$2,380.64
18872	VALIC	retirement	\$25.00
18873	The US Life Insur Co.	insurance	\$14.00
18874	Sharon Bjerke	payroll	\$266.28
18875	Ryan Burke	payroll	\$287.82
18876	Eileen Dunbar	payroll	\$195.71
18877	Robert Gergen	payroll	\$810.75
18878	Alan Hollatz	payroll	\$72.54
18879	John Howardson	payroll	\$207.37
18880	Carmen Kloster	payroll	\$413.48
18881	Lisa McGraw	payroll	\$31.42
18882	Dorcas Protexter	payroll	\$694.59
18883	Robert Schlueter	payroll	\$82.31
18884	Ronnie Schorg	payroll	\$55.47

City Council Meeting – November 7, 2005

October Additional Claims

<u>Check #</u>	<u>Name</u>	<u>For</u>	<u>Amount</u>
18885	Lester Solberg	payroll	\$364.78
18886	Teri Stokely	payroll	\$277.36
18887-18890	voided		
18891	Bank of the West	taxes	\$975.87

November Claims

<u>Name</u>	<u>For</u>	<u>Amount</u>
A-OX Welding	supplies	\$15.25
Cardell's	supplies	\$56.00
Carlson Distributing	liquor	\$4,542.50
City of Clark	utilities	\$64.75
City of Clark	applied water deposit	\$84.07
Clark Community Oil	supplies	\$1,667.27
Clark County Courier	advertising	\$320.04
Clark County Farmers Elevator	supplies	\$47.50
Clark County Weed Board	weed control	\$172.10
Clark Engineering	TIF engineer fees	\$4,769.22
Clark Rural Water	supplies	\$7,095.05
Cook's Wastepaper	utilities	\$30.00
Cook's Wastepaper	garbage collection	\$4,648.77
Cretex	supplies	\$380.00
Dacotah Bank	loan payments	\$3,655.42
Dakota Electronics	equipment	\$554.10
Dakota Pump & Control	repairs	\$201.25
DesLauriers Oil	supplies	\$434.29
Desnoyers Hardware	supplies	\$102.88
Ellwein Brothers	liquor	\$9,427.15
First District Assoc	training	\$600.00
Fjelland Attorney at Law	legal fees	\$1,409.60
Florey's Plumbing	repairs	\$191.09
Forest Excavating	water/street repairs	\$6,413.44
Green Acres Pumping	maintenance	\$750.00
ITC Rural Economic Development.	loan payments	\$2,813.54
ITC Telephone	utilities	\$410.11
Johnson Brothers Famous Brands	liquor	\$10,352.69
K & P Pump Repairs	repairs	\$9,112.26
Mack's Standard	supplies	\$294.24
Michael Todd & Co.	supplies	\$96.07
Moritz Publishing	supplies	\$114.20
NAPA Auto Parts	supplies	\$68.68
Northwestern Energy	utilities	\$4,266.74
Office Systems	supplies	\$10.67
Olson's Auto Parts	supplies	\$16.66
Olson's Motor Co	supplies	\$786.40
One Call Systems	locate tickets	\$14.85
Oscar's Machine Shop	repairs	\$639.07
Patricia Rosenau	library substitute	\$56.00
Porter Distributing	liquor	\$228.00
Quill	supplies	\$79.33
SD Dept of Revenue	testing	\$248.00
SD Rural Development	loan payments	\$787.00
SD Rural Development	loan payments	\$908.00

November Claims

<u>Name</u>	<u>For</u>	<u>Amount</u>
SD Water & Wastewater	assoc. fees	\$10.00
Share Corp	supplies	\$181.92
SoDak Distributing	liquor	\$8,319.75
South Dakota State Treasurer	sales tax	\$23.08
Star Laundry	maintenance	\$49.40
Terry Benson	water deposit refund	\$15.93
The Literary Guild	books	\$77.96
Tool Time Rental	rental	\$47.66
United Building Center	supplies	\$65.83
Viking Office Products	supplies	\$200.62
Wells Fargo Financial	copier lease	\$132.87
Westside Implement	supplies	\$533.23
Young's Primetime Sports	supplies	\$63.80

Journal Entries:

City of Clark	utilities	\$830.80
City of Clark	utilities	\$41.05
City of Clark	utilities	\$15.35
City of Clark	utilities	\$4,437.55

Motion # 280-2005 **Clark Engineering Sludge Tank Claim**

Motion by DesLauriers and seconded by Kline to approve a claim from Clark Engineering for \$877.52 for engineering fees related to the sludge tank. Money to be paid by local funds. All members voting yes. Motion carried.

Motion # 281-2005 **Clark Engineering Cloud Street Project**

Motion by Pollock and seconded by Brenden to approve a claim from Clark Engineering for \$999.33 for engineering fees for the Phase II: Cloud Street project. Money to be paid from Rural Development grant funds. All members voting yes. Motion carried.

Motion # 282-2005 **Clark Engineering TIF No. 1**

Motion by Dreher and seconded by Streff to approve a claim from Clark Engineering for \$1,724.20 for engineering fees on the Holbeck Addition. Money to be paid from advance on TIF construction loan. All members voting yes. Motion carried.

Motion # 283-2005 **McLaughlin & Schulz**

Motion by Brenden and seconded by Streff to approve payments on the Clark County 2004 Cloud Street and addendum projects up to the amount of the bid. Payments will be made upon receipt of an invoice. All members voting yes. Motion carried.

Police Report

Police Chief Mayou gave the October 2005 police report: 1 non-injury accident, 1 hit-and-run accident (cleared), 1 no motorcycle endorsement, 1 no driver's license, 4 speed, 1 possession of alcohol by a minor, 1 seatbelt violation, 3 possession of tobacco by a minor, 3 possession of drug paraphernalia, 3 ingesting marijuana, 1 possession of marijuana, and 1 DWI. Mayou updated the council on his findings on enforcing 4-wheeler traffic on city streets. Enforcing 4-wheelers would require enforcing golf carts and lawn mowers. All would be required to be registered vehicles. Mayou also informed

the Council that with the increase in the Hispanic population, the police staff will need an interpreter. Streff informed that the Clinic also needs these services and ideas were discussed about meeting these needs. No decisions made at this time.

Motion # 284-2005

Approve Police Report

Motion by Kline and seconded by Streff to approve the Police Report. All members voting yes. Motion carried.

Quarterly Award

At this time, Mayor Solberg introduced Robert Forest and informed him that he's been selected to receive the Third Quarter Quarterly Award for his contributions made to the City. Congratulations Bob!

City Logo

Luttrell informed the Council of on-going discussions with the 125th Anniversary group to create a city logo. The High School has been contacted for design ideas. Council gave Luttrell permission to continue pursuing a city logo.

City Sales Tax for Collection & Disposal of Solid Waste and Landfill Rates

The SD Department of Revenue has notified the City that effective January 1, 2006 the collection of and disposal of solid waste within the City and landfill charges are subject to the 4% tax plus the City sales tax of 2%.

Motion # 285-2005

Garbage Tax

Motion by Kline and seconded by Pollock to approve adding an additional 2% tax on the garbage collection bills effective January 1, 2006 to comply with SD Department of Revenue's tax rate change. All members voting yes. Motion carried.

CDL Changes

Council revisited the tabled item on CDL changes. Council asked to find out how other cities have handled these changes pertaining to their personnel manual. Luttrell will check with other cities. No further action taken at this time.

Motion # 286-2005

Planning & Zoning Meeting

Motion by Pollock and seconded by Brenden to adjourn regular session at 7:30 pm to proceed into the scheduled Planning & Zoning Commissions meeting to hold a joint public hearing for Gary Kruthoff's request for rezoning his property located at Lot Six (6) of Schmidt's Addition. All members voting yes. Motion carried.

Gary Kruthoff addressed the Council on his request to rezone his property from Residential (R2) to Highway Commercial (HC). His plan is to put on a building to open a used car lot.

Motion # 287-2005

Approve Rezoning Request

Motion by Pollock and seconded by Streff to recommend approval to the City Council to rezone the property at Lot 6 Schmidt's Addition from Residential (R2) to Highway

Commercial (HC). All members of the Planning & Zoning Committee, Dreher, Streff, Kline, Brenden and Pollock, voting yes. Motion carried.

Motion # 288-2005 **Adjourn Planning & Zoning Committee**

Motion by Dreher and seconded by Pollock to adjourn the Planning & Zoning Committee at 7:42 pm and return to regular session. All members voting yes. Motion carried.

Motion # 289-2005 **Approve Recommendations by Planning & Zoning**

Motion by Kline and seconded by Streff to approve the recommendation by the Planning & Zoning Committee for the rezoning of the land at Lot 6 Schmidt’s Addition to Highway Commercial and to accept the First Reading of Ordinance # 454 stating such. All members voting yes. Motion carried.

First Reading of Ordinance #454 Amendment to the Official Zoning Map

911 Addressing

Notices were sent to those city residents whose addresses are changing for 911 addressing. Residents have one year to change their addresses.

2005 Supplements

Luttrell reviewed the Expenditure guidelines with the Council to show where the 2005 Supplements are needed and where there are savings.

Motion # 290-2005 **Ordinance # 452**

Motion by DesLauriers and seconded by Dreher to approve Ordinance #452 2005 Supplementing Appropriations. All members voting yes. Motion carried.

Ordinance # 452

“An ordinance Supplementing Appropriations for the City of Clark, Clark County, South Dakota, for the year 2005.”

Be it ordained that the following sums be appropriated to supplement the City of Clark 2005 Budget:

General Fund:

41420	Auditor/Clerk Finance Officer	\$10,000
41960	Engineer	\$5,000
42110	Police Administration	\$5,000
43120	Highways Streets & Roadways.....	\$4,000
43900	Transit	\$2,500
45110	Culture-Recreation Admin.....	\$138
45111	Summer Rec- Teeners.....	\$2,003
45200	Parks.....	\$3,000
45510	Library.....	\$500
46530	Promoting the City	\$4,150
49900	Liquor.....	<u>\$10,000</u>

City Council Meeting – November 7, 2005

	General Fund Total	\$46,291
Library Fund:		
45500	Libraries	\$100
Capital Fund: Medical Building		
41900	Land	\$100,000

That this ordinance is necessary for the immediate support of the public peace, health, and safety of the Municipal Government of the City of Clark, and its existing institutions.

Means of Finance will be from Cash on Hand.

That all Ordinances or parts of the Ordinances in conflict with this Ordinance are hereby repealed.

By: _____
Mayor Lester C. Solberg

1st Reading: October 3, 2005
2nd Reading: November 7, 2005
Adopted: November 7, 2005
Published: November 9, 2005
Effective: November 29, 2005

Attest: _____
Finance Officer Jackie Luttrell

Medical Building Update

Mayor Solberg gave an update on the tear down of the Larkin Building. The Larkin Potato Sign was offered to the Larkin family. The Larkin Family wishes to donate it to the Historical society. Last week during the demolishing, the city crew hit a gas line. The block was evacuated while Northwestern came and sealed off the gas line. The City did perform a locate but this particular line was not on Northwestern locate lines as they believed it to have been terminated several years ago.

Council revisited the proposals by RS Architect and Jans Corporation for architectural and construction manager at risk services. RS Architect’s proposed fee is \$49,900 with the understanding we would also be contracting with Jan Corporation as the Construction Manager at Risk. Jan Corporation proposed fee is \$15,000 plus any miscellaneous costs as stated in their contract.

Motion # 291-2005

RS Architect Contract

Motion by Dreher and seconded by Pollock to contract with RS Architect as the official architect for the medical facility. All members voting yes. Motion carried.

Motion # 292-2005

Jans Corporation Contract

Motion by Dreher and seconded by Kline to approve Jan Corporation as the Construction Manager at Risk for the construction of the medical facility. All members voting yes. Motion carried.

Engraved Bricks Fund Raiser

Luttrell asked the council for their permission to pursue an idea to sell engraved bricks for a fund raiser for the medical clinic. She states this has worked well for other cities to raise funds for pools, museums, etc. Council was positive with the idea and will readdress this as we get closer to the construction phase.

Motion # 293-2005

One Day Liquor Licenses

Motion by DesLauriers and seconded by Pollock to approve one day liquor licenses for the Clark American Legion for November 5, 2005 and November 30, 2005 from 4 pm to 2 am. All members voting yes. Motion carried.

Motion # 294-2005

2006 Liquor Licenses

Motion by Brenden and seconded by Streff to approve 2006 liquor licenses for Clark Liquors, Clark Golf Club, The Time Out, Reggie's, and Sportman's. All members voting yes. Motion carried.

Motion # 295-2005

Thanksgiving Holiday

Motion by Pollock and seconded by Streff to approve designating the day after Thanksgiving, November 25, as a designated holiday. All members voting yes. Motion carried.

Community Assessment

Council was reminded that the Clark Community Assessment started today, November 7, and will continue with listening sessions through November 9. Council members are asked to attend a listening session.

Surveying East Pasture

Solberg addressed the council on his quest to have the East Pasture surveyed. This is the land that was given to the City by the State during the McCain transfer. This land still belongs to the City. Because of the complexity of the angles of this land, Clark Engineering would be needed to survey the land. Clark Engineering is estimating the surveying costs to be anywhere from \$2,500 to \$3,500. Discussions surrounded on why spend this money now when no determination has been made on what to do with the land.

Motion # 296-2005

Approve Clark Engineering Quote to Survey

Motion by Pollock and seconded by Brenden to approve the bid from Clark Engineering to survey the East Pasture. Members voting yes: DesLauriers, Streff, Kline, Brenden and Pollock. Member voting no: Dreher. Motion carried by majority vote.

Conditional Use Permit by Nature's Deli

David Musser addressed the council on his concerns for the Conditional Use Permit being requested by Nature's Deli. Several neighbors also addressed their concerns against permitting this. Clark County Board of Adjustment will hold a public hearing on this matter on November 22, 2005 at 11:00 am. After much discussion, each council member will voice their independent voice at the County Commissioners meeting.

Winterizing the Pool

Dreher advised the Council that he is working with Brent Forest to winterize the pool to prevent pipes breaking in the spring.

Personnel Manual

Luttrell informed the Council that she will work on updates to the Personnel Manual. We have the original files from First District. Our insurance has requested that we include workplace violence. Luttrell will get a sample manual from the SDML insurance to use as a guideline.

Safety Benefits Improvement Suggestions

Improvement Suggestions have been received from the insurance review done in August. Each department has received copies of their suggested improvements and are currently working on them. Luttrell will organize a Safety Committee to meet on a regular basis starting in 2006.

2006 Work Comp Insurance

The City has received their 2006 Workers' Compensation Renewal and it is \$6,873 less than budgeted.

First Reading of Ordinance #453 2006 Salaries

Motion # 297-2005

Executive Session

Motion by DesLauriers and seconded by Dreher to close regular session and convene into executive session for personnel and contractual reasons. All members voting yes. Motion carried.

Mayor Solberg announced executive session began at 9:30 pm and ended at 9:50 pm.

Motion # 298-2005

A&B Business Equipment, Inc. Quote

Motion by Kline and seconded by Brenden to accept the copier quote from A&B Business Equipment, Inc. for a 60-month lease on a Toshiba printer, scanner, fax and copier. All members voting yes. Motion carried.

Motion # 299-2005

Adjourn

Motion by Kline and seconded by Streff to adjourn. All members voting yes. Motion carried.

Meeting adjourned at 9:51 pm.

Mayor Lester C. Solberg

Attest: Finance Officer Jackie Luttrell
(seal)

**City of Clark Council Meeting
December 5, 2005
7:00 PM**

Call to order: The Clark City Council met in session on December 5, 2005 at 7:00 pm in the City Hall Council Room.

Council Members Present: Don DesLauriers, Larry Dreher, Louann Streff, Kerry Kline, Lyle Brenden, and John Pollock.

Others Present: Mayor Les Solberg, Finance Officer Jackie Luttrell, City Attorney Chad Fjelland, Police Chief Stacy Mayou, Bill Krikac, Terry Binger, Buzz Wagner and Cole Wagner.

Mayor Solberg called the meeting to order at 7:00 pm.

Motion # 300-2005

Adopt Agenda

Motion by Dreher and seconded by Brenden to adopt the agenda. All members voting yes. Motion carried.

Public Input

Bill Krikac informed the Council that the Housing Development audit has been completed and is available for review. Anyone wishing to review the audit should contact a Housing Development board member.

Motion # 301-2005

Approve Minutes

Motion by DesLauriers and seconded by Streff to approve the Council Meeting Minutes from November 7, 2005 All members voting yes. Motion carried.

Motion # 302-2005

Approve Financial Statements

Motion by Dreher and seconded by Kline to approve the financial statements. All members voting yes. Motion carried.

Motion # 303-2005

Approve Claims

Motion by Kline and seconded by Streff to approve the following claims. All members voting yes. Motion carried.

November Additional Paid Claims

Check #	Name	For	Amount
16387	Clausen Construction	roadway shaping	\$22,492.48
1032	Clark Engineering	engineering fees	\$999.33
1069	Clark Engineering	engineering fees	877.52
18946	Clark Fire Department	reimbursement	\$1,589.60
18947	Bank of the West	loan	\$930.00
18948	Jeremy Wellnitz	payroll	\$791.91
18949	Loren Stanley	payroll	\$821.19

City Council Meeting – December 5, 2005

November Additional Paid Claims

Check #	Name	For	Amount
18950	Floyd Sjoberg	payroll	\$293.50
18951	Stacy Mayou	payroll	\$1,030.07
18952	Jackie Luttrell	payroll	\$741.43
18953	Keith Kruthoff	payroll	\$409.64
18954	Rae Jean Flora	payroll	\$573.48
18955	Roger Collins	payroll	\$1,068.37
18956	Darin Altfillisch	payroll	\$1,124.15
18957	Bank of the West	941 taxes	\$2,153.49
18958	Rae Jean Flora	phone batteries	\$26.90
18959	SDML	workshop	\$15.00
18960	Cellular One	utility	\$122.82
18961	Petty Cash	postage	\$26.65
18962	Jeremy Wellnitz	payroll	\$791.91
18963	Loren Stanley	payroll	\$788.15
18964	Floyd Sjoberg	payroll	\$183.97
18965	Stacy Mayou	payroll	\$1,030.07
18966	Jackie Luttrell	payroll	\$741.43
18967	Keith Kruthoff	payroll	\$329.86
18968	Rae Jean Flora	payroll	\$573.48
18969	Roger Collins	payroll	\$1,117.53
18970	Darin Altfillisch	payroll	\$1,195.49
18971	AFLAC	insurance	\$229.80
18972	Wellmark BCBS	insurance	\$3,645.02
18973	Bank of the West	941 taxes	\$2,140.01
18974	SDRS	retirement	\$2,356.70
18975	VALIC	retirement	\$25.00
18976	American Family Insurance	insurance	\$13.66
18977	The US Life Insurance	insurance	\$14.00
18978	Teri Stokely	payroll	\$293.83
18979	Lester Solberg	payroll	\$364.78
18980	Robert Schlueter	payroll	\$19.68
18981	Dorcas Protexter	payroll	\$669.98
18982	Carmen Kloster	payroll	\$235.95
18983	John Howardson	payroll	\$124.67
18984	Robert Gergen	payroll	\$885.68
18985	Eileen Dunbar	payroll	\$165.24
18986	Ryan Burke	payroll	\$228.26
18987	Sharon Burke	payroll	\$229.34
18988	Bank of the West	941 taxes	\$842.75

December Paid Claims

18989	Louann Streff	payroll	\$600.00
18990	John Pollock	payroll	\$540.00
18991	Kerry Kline	payroll	\$660.00
18992	Larry Dreher	payroll	\$660.00
18993	Don DesLauriers	payroll	\$660.00

City Council Meeting – December 5, 2005

18994 Lyle Brenden payroll \$660.00

New December Claims

Name	For	Amount
A-OX Welding	supplies	\$7.75
Beverly Kluess	library	\$28.00
Book of the Month Club	books	\$55.33
Brad Lamb	water deposit refund	\$100.00
Brian Cook	water deposit refund	\$100.00
Cardell's	supplies	\$123.00
Carla Bobzien	water deposit refund	\$100.00
Carlson Distributing	liquor	\$4,488.00
Cindy Straw	water deposit refund	\$100.00
City of Clark	water deposit refund	\$100.00
City of Clark	applied deposit	\$86.72
Christian Roebke	applied deposit	\$100.00
Clark County Courier	advertising	\$322.94
Clark Fire Dept	payroll	\$4,605.00
Clark Lanes	water deposit refund	\$100.00
Clark Engineering	map additions	\$45.00
Clay Yoeman	water deposit refund	\$100.00
Clinton Brooks	water deposit refund	\$100.00
Corinne Johnson	water deposit refund	\$100.00
Craig Spieker	water deposit refund	\$100.00
D & D Holiday Delites	ornament repair	\$34.92
Dacotah Bank	loan	\$3,655.42
Dacotah Bank	insurance	\$5,994.00
Dan Sandbakken	water deposit refund	\$100.00
Darrell Mack	water deposit refund	\$100.00
Dean Rasmussen	water deposit refund	\$50.00
Desnoyer's Hardware	supplies	\$218.24
Doug Harvey	water deposit refund	\$50.00
Ecolab	rodent control	\$67.00
Ellwein Brothers	liquor	\$7,253.00
Everett Hanson	water deposit refund	\$100.00
Fred Demarais	water deposit refund	\$13.28
Fjelland Attorney at Law	legal fees	\$287.20
Glen Warkenthien	water deposit refund	\$100.00
ITC Rural Economic Devel.	loan	\$2,813.54
ITC Telephone	utilities	\$409.36
Jackie Luttrell	mileage	\$51.84
Jamie McGillvray	water deposit refund	\$100.00
Janet Caster	water deposit refund	\$100.00
Janet Wren	water deposit refund	\$50.00
J & J Heating	maintenance	\$80.00
Jay Huber	water deposit refund	\$100.00
Jeff Reiburn	water deposit refund	\$50.00
Joey Latunski	water deposit refund	\$100.00
Johnson Brothers Famous	liquor	\$10,042.77

New December Claims

Name	For	Amount
Ken's Food Fair	supplies	\$32.80
Kevin Zobel	water deposit refund	\$100.00
Kipp Obermeier	water deposit refund	\$50.00
Kim Bellum	supplies	\$50.00
K & P Pump Repairs	sewer repair	\$931.82
Mack's	supplies	\$497.31
Mike Freese	water deposit refund	\$27.71
Mike Woodland	water deposit refund	\$50.00
Moeller Sheet metal	maintenance	\$81.63
Moritz Publishing	supplies	\$147.10
NAPA Auto Parts	supplies	\$29.94
Northwestern Energy	utilities	\$5,339.77
Office Systems	supplies	\$28.40
Olson's Auto Parts	supplies	\$93.47
Olson Motor Co.	supplies	\$4.14
Oscar's Machine Shop	repairs & maintenance	\$694.62
Patricia Fey	water deposit refund	\$100.00
Petra Castro	water deposit refund	\$100.00
Pitney Bowes	postage	\$1,016.99
SD Dept of Revenue	water testing	\$248.00
SD DENR	certification	\$24.00
SD Library Assoc	dues	\$90.00
SD Rural Development	loan	\$908.00
SD Rural Development	loan	\$787.00
Shane Ladwig	water deposit refund	\$100.00
SoDak Distributing	liquor	\$5,741.33
Star Laundry	rug cleaning	\$49.40
Tanya Johansen	water deposit refund	\$100.00
The Literacy Guild	books	\$21.49
Terri Cordrey	water deposit refund	\$100.00
Tim Walter	water deposit refund	\$100.00
Todd Albertson	water deposit refund	\$100.00
Viking Office Products	supplies	\$85.92
Watertown Flowers	funeral flowers	\$50.00
Wells Fargo Financial	copier lease	\$132.87
Westside Implement	supplies & rental	\$184.00

Police Report

Police Chief Mayou gave the following November 2005 police report: 1776 miles patrolled, 1 non-injury accident, 2 speed, 6 underage consumptions (in a motor vehicle), 6 open containers (in a motor vehicle), 1 stop sign and 2 subjects arrested for Texas warrants. Officer Wellnitz's car was totaled during the ice storm when a tree branch fell on it. Mayou gave the Council options for replacement vehicles from Huron Surplus and Olson Motors.

Motion # 304-2005

Purchase Replacement Vehicle

Motion by Pollock and seconded by Dreher to purchase a 2001 Expedition from Olson Motors for \$11,400 to replace the police car. All members voting yes. Motion carried.

Motion # 305-2005

Approve Police Report

Motion by Brenden and seconded by Streff to approve the Police Report. All members voting yes. Motion carried.

Ice Storm Update

Council Pollock (also a Northwestern Energy employee) gave an update on the power supply. Currently there are no sources of power coming into the City from either the east or west due to down power poles. Northwestern generator has been running but is in need of maintenance so replacement generators are coming in from around the State. These additional generators will be put into service within the week so the big generator can be brought down for maintenance. The power feed from the East will be repaired first and then the second feed from the west. Crews from as far as Utah have been brought in to help with the repairs. Citizens are still being asked to conserve energy. School hopes to resume classes tomorrow. Council thanked Northwestern for all their hard work during this trying time. Pollock also states Northwestern would like to thank the City and Community for their assistance and understanding.

At FEMA's request, Mayor Solberg put together an estimate for tree cleanup at approximately \$47,000. The County needs to declare the county as a disaster in order for the City to get assistance for the cleanup costs.

At approximately 7:35 pm. the power went out. A short break was taken to get candles and flashlights in place. Councilman Pollock left the meeting to attend to the power outage.

Motion # 306-2005

Planning & Zoning Public Hearing

Motion by Dreher and seconded by Brenden to close regular session to enter in the scheduled Planning & Zoning Meeting for a Public Hearing on rezoning request. All present members voting yes. Motion carried.

Planning & Zoning Commission meeting called to order at 7:40 pm.

At this time the scheduled Public Hearing for the Planning and Zoning Commission took place. Present commission members include Larry Dreher, Louann Streff, Kerry Kline and Lyle Brenden. John Pollock was not in attendance. The applicant, Lonnie Lyke, was not present. Concerned citizens addressed their concerns on the rezoning application.

Motion # 307-2005

Denied Rezoning Application

Motion by Kline and seconded by Streff to recommend to the City Council that Lonnie Lyke's rezoning application for Lots 4 & 5 of Schmidt's Addition from Residential to Commercial rezoning be deny. Members voting yes to deny the application: Dreher, Streff, Kline, and Brenden. Pollock was absent. Motion carried.

Motion # 308-2005

Adjourn Planning & Zoning Meeting

Motion by Dreher and seconded by Kline to close the Planning and Zoning Commission meeting and reconvene into regular Council Meeting session. All present members voting yes. Motion carried.

Planning & Zoning Commission adjourned at 7:45 pm. Regular City Council session re-opened.

Motion # 309-2005

Deny Rezoning Application

Motion by DesLauriers and seconded by Brenden to accept the Planning & Zoning Commissions recommendation to deny the rezoning request to rezone Lots 4 & 5 of Schmidt’s Addition from Residential to Commercial. All present members voting yes. Motion carried.

Ice Storm Update, Continued

Council continued discussion on the Ice Storm damage. Darin Altfillisch personal vehicle was damage by a tree branch while on a sewer call. Jeremy Wellnitz switched to using his personal vehicle after his patrol car was damaged by a broken tree branch. Council stated that claims should be submitted for these expenses for review at the next meeting.

Motion # 310-2005

Ordinance #454 Rezoning

Motion by Brenden and seconded by Dreher to approve the second reading of Ordinance #454 An Ordinance Amending the Official Zoning Map. All present members voting yes. Motion carried.

Ordinance #454

AN ORDINANCE AMENDING THE OFFICIAL ZONING MAP OF THE CITY OF CLARK, PURSUANT TO TITLE 11.03.02 OF THE CLARK MUNICIPAL CODE.

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF CLARK, SOUTH DAKOTA, that pursuant to Title 11.03.02 of the Clark Municipal Code, the Official Zoning Map of the City of Clark be changed to reflect that the following described real estate has been rezoned from “R2” General Residential to “HC” Highway Commercial pursuant to authority to amend said zoning map exercised by the City Council upon recommendation of the Clark Planning and Zoning Commission:

Lot Six (6) of Schmidt’s Addition to the City of Clark, Clark County, South Dakota.

All ordinances or parts of ordinances in conflict with this ordinance are hereby expressly repealed and from and after the effective date of this ordinance, this ordinance shall take precedence over any other ordinance previously adopted.

First Reading: 11/7/05
Second Reading/Adopted: 12/5/05
Published: 12/14/05
Effective: 1/3/06

City of Clark
Lester C. Solberg, Mayor
Attest: Jackie Luttrell, Finance Officer

Motion # 311-2005

Ordinance #453 2006 Salaries

Motion by Dreher and seconded by Kline to approve second reading of Ordinance #453 2006 Salaries. All present members voting yes. Motion carried.

Ordinance # 453

An Ordinance Fixing the Salaries and Compensation of the Appointed, Other Municipal Officials, and Regular Employees for the City of Clark, South Dakota.

Section # 1: That the salaries and compensation of the appointed officers, other municipal officials, and regular employees of the City of Clark, South Dakota from and after January 1, 2006 shall be as follows:

Mayor	\$ 4,740.00	annual salary
City Council Members	\$ 60.00	per meeting
Finance Officer - Jackie Luttrell	\$24,500.00	annual salary
Special Meeting attended - Jackie Luttrell	\$ 25.00	per meeting
Deputy Finance Officer - Rae Jean Flora	\$21,700.00	annual salary
Finance Office Assistant - Carmen Kloster	\$ 8.00	per hour
Police Chief - Stacy Mayou	\$38,592.00	annual salary
Police Officer - Jeremy Wellnitz	\$27,210.00	annual salary
Part Time Police Officer - Alan Hollatz	\$ 10.75	per hour
Part Time Police Officer – Ryan Burke	\$ 10.75	per hour
Police Dispatcher - Teri Stokely	\$ 20.00	per day
Police Dispatcher – Sharon Bjerke	\$ 20.00	per day
Street Superintendent - Roger Collins	\$32,457.00	annual salary
Parks & Landfill Superintendent - Loren Stanley	\$26,367.00	annual salary
Water & Sewer Superintendent - Darin Altfillisch	\$33,580.00	annual salary
Librarian - Dorcas Protexter	\$ 8.00	per hour
Librarian Assistant (sub only)	\$ 7.00	per hour
Landfill Attendant	\$ 7.00	per hour
Water & Sewer PT Attendant - John Howardson	\$ 45.00	per weekend
City Janitor - Eileen Dunbar	\$ 8.25	per hour
Med Van Driver - Robert Gergen	\$ 7.75	per hour
Med Van Driver - Carmen Kloster	\$ 7.75	per hour
Med Van Driver - Bob Schlueter	\$ 7.75	per hour
Med Van Driver - Ronald Schorg	\$ 7.75	per hour
PT Street Dept - Keith Kruthoff	\$ 7.75	per hour

Section # 2: All Ordinances or parts of Ordinances in conflict herewith are hereby repealed.

First Reading: 11/7/05
Second Reading/Adopted: 12/5/05
Published: 12/14/05
Effective Date: 12/27/05

City of Clark
Lester C. Solberg, Mayor

Attest: Finance Officer Jackie Luttrell

Medical Building Update

Council wishes to hear from RS Architect and Jans Corporation for a better understanding on how the two companies work together and what services are provided. Luttrell will schedule a meeting for the end of this month.

Water & Sewer Grant Money

The City has received approval from SD Rural Development on the remaining water and sewer grant funds. The remaining \$13,013 of Sewer Funds will be used on demolishing the old sludge tank (\$4,800) and the remaining funds will be used to fence in the sewer plant. Council already approved payment to Forest Excavating for removal of the sludge tank. The remaining \$53,820 of Water Funds will be used on replacing the Water Plant roof and water meters, readers, software and installation. A revised quote for the water plant roof was received from Boss Construction for \$4,957.68 and a quote from Milbank Winwater Works for water meters for a base package plus an additional 296 meters was reviewed. Council discussed getting less meters to leave money for installation costs. The City is buying off a bid from the Town of Egan, SD with Milbank Winwater so no bidding is required.

Motion # 312-2005

Water Meters

Motion by Dreher and seconded by Brenden to approve the water and sewer funds projects and to accept the quote from Milbank Winwater with a modification of 250 additional meters. All present members voting yes. Motion carried.

Motion # 313-2005

SD Public Assurance Insurance

Motion by Kline and seconded by DesLauriers to approve Mayor Solberg to sign the 2006 SD Public Assurance contract and to approve paying the 2006 Work Comp insurance bill for \$10,247.00. All present members voting yes. Motion carried.

Motion # 314-2005

K & P Pump Contract

Motion by Dreher and seconded by Streff to approve signing a one year contract with K & P Pump for lift station inspections for 2006. All present members voting yes. Motion carried.

Motion # 315-2005

2006 Election

Motion by Kline and seconded by Brenden to approve April 11, 2006 as the municipal election date for council openings in Ward I, II and III. All present members voting yes. Motion carried.

Motion # 316-2005

Election Workshop

Motion by Dreher and seconded by Kline to approve Election Workshop expenses incurred by Luttrell on November 18, 2005 in Aberdeen. All present members voting yes. Motion carried.

Motion # 317-2005

Annual Report Training

Motion by DesLauriers and seconded by Streff to approve conference and travel expenses for Rae Jean Flora and Jackie Luttrell to attend Annual Report Training on January 18, 2006 in Aberdeen. All present members voting yes. Motion carried.

Motion # 318-2005

One Day Liquor License

Motion by Dreher and seconded by DesLauriers to approve one day liquor licenses for the Clark American Legion for 12/17/05 for an anniversary and 12/14/05 for the VFW Gun Raffle from 4 pm to 2 am. All present members voting yes. Motion carried.

Checking Accounts

Agenda item tabled until next meeting.

Motion # 319-2005

Skating Rink Attendant

Motion by Dreher and seconded by Brenden to approve advertising for a skating rink attendant at the same pay as last year, \$6.50/hour. All present members voting yes. Motion carried.

Motion # 320-2005

Advertise for Skid Steer

Motion by Streff and seconded by Kline to approve advertising for bid for a new skid steer to be opened at the January meeting. All present members voting yes. Motion carried.

CDL Revisions

Luttrell checked with other cities to see how they are handling the CDL revisions pertaining to conviction of an alcohol offense. The other cities that Luttrell contacted have not made any revisions. She felt the current personnel manual's guidelines are sufficient. Council agreed. No further action to be taken.

December End of Year Meeting

Upon availability of RS Architect and Jans Corporation, Luttrell will schedule an end of year meeting during the last week of the year. Council will be notified of the date.

Short/Long Term Goals & Annexation

Kline handed out a worksheet for the council to brainstorm on short and long term goals for the City. This includes annexing land into the city limits. Dreher informed the council that by annexing in Nature's Deli the city would receive an additional \$23-25,000 in property taxes. It would not affect any taxes paid to the school. Discussion revolved around how far out to annex and who would be included and what services would need to be installed should a land be annexed in. Sewer Superintendent, Darin Altfillisch, provided a chart showing the average sewer usage from the previous 5 years. The sewer plant has a maximum flow of 350,000 gallons/day. The 2005 average is 96,732 gallons/day. Mayor Solberg states some of the flow is from old sewer lines taking in storm sewer. Dreher suggests the City begin doing employee performance evaluations and get job descriptions for each employee. Luttrell states she can provide samples.

Water Shut Offs

Delinquent water customers are continuing to be disconnected. The Water Superintendent will continue to receive a delinquent customer list and will be asked to disconnect services.

There were no items for Executive Session.

Mayor Solberg handed out copies of Warren Brandlee resignation from the Clark Industrial Development Corp. Discussion surrounded on who or whether a replacement would be appointed. Council and Mayor are open to suggested replacements.

Motion # 321-2005 **Accept Brandlee's Resignation from CIDC**
Motion by DesLauriers and seconded by Dreher to accept Warren Brandlee's resignation from the CIDC. All present members voting yes. Motion carried.

Motion # 322-2005 **Adjourn**
Motion by Kline and seconded by Streff to adjourn. All present members voting yes. Motion carried.

Meeting adjourned at 9:15 pm.

Mayor Lester C. Solberg

Attest: Finance Officer Jackie Luttrell
(seal)

**City of Clark Council Meeting
December 29, 2005
7:00 PM**

Call to order: The Clark City Council met in session on December 29, 2005 at 7:00 pm in the City Hall Council Room.

Council Members Present: Larry Dreher, Louann Streff, Kerry Kline, Lyle Brenden and John Pollock. Absent: Don DesLauriers.

Others Present: Mayor Les Solberg, Finance Officer Jackie Luttrell, City Attorney Chad Fjelland, Bill Krikac, Steve Hilpiper, Dale Jans, Gary Stanley, Merlyn Ritter and Joyce Helkenn.

Mayor Solberg called the meeting to order at 7:00 pm.

Motion # 323-2005

Adopt Agenda

Motion by Kline and seconded by Brenden to adopt the agenda. All members voting yes. Motion carried.

RS Architect & Jans Corporation

Gary Stanley of RS Architect, Dale Jans of Jans Corporation and Steve Hilpiper of Sioux Valley Clinic were in attendance to discuss the arrangement of having a Construction Manager at Risk for building the medical building. The Jans Corporation contract has not been signed yet though a motion has previously been carried to approve the contract. Council was given the opportunity to ask questions about the costs and benefits. Councilman Dreher explained that he and Louann Streff have organized a committee to manage the building of the medical clinic. Members include themselves and past medical building committee member Merlyn Ritter, Joyce Helkenn and Bob Bjerke. Fjelland will research what, if anything, needs to be formed to allow this committee to take over the operations of this project. No further action taken.

Public Input

Mayor Solberg announced that the Community Assessment report is back and will be made available to the community in various formats. The Community Assessment team will schedule a town hall meeting for January. Representative Stephanie Herseth will be in town to meet with the team to learn about the Community Assessment process and to discuss the storm damage.

Motion # 324-2005

Approve Minutes

Motion by Pollock and seconded by Streff to approve the Council Meeting Minutes from December 5, 2005. All members voting yes. Motion carried.

Motion # 325-2005

Approve Claims

Motion by Dreher and seconded by Brenden to approve the following claims. All members voting yes. Motion carried.

Paid December Claims

Check #	Name	For	Amount
ACH 86	Bank of the West	checks	\$226.46
19073	Olson Motor Co.	vehicle	\$11,400.00
19074	SD Division of Motor Vehicle	vehicle registration	\$6.00
19075	SD Dept of Revenue	Nov 2005 sales tax	\$13.56
19076	Bank of the West	loan	\$930.00
19077	The Time Out	gift certificate	\$50.00
19078	Chief	fire dept supplies	\$691.36
19079	Darin Altfillisch	payroll	\$1,266.88
19080	Roger Collins	payroll	\$1,273.20
19081	Rae Jean Flora	payroll	\$573.48
19082	Keith Kruthoff	payroll	\$431.98
19083	Jackie Luttrell	payroll	\$741.43
19084	Stacy Mayou	payroll	\$1,030.07
19085	Floyd Sjoberg	payroll	\$90.50
19086	Loren Stanley	payroll	\$788.15
19087	Jeremy Wellnitz	payroll	\$791.91
19088	Bank of the West	payroll taxes	\$2,263.57
19089	City of Clark	utilities	\$64.75
19090	Clark Rural Water	supplies	\$6,521.05
19091	Cook's Wastepaper & Recycle	garbage collection	\$4,599.42
19092	Jackie Luttrell	reimburse charge	\$30.00
19093	Petty Cash	supplies	\$30.77
19094	SD Dept of Agriculture	conference fee	\$40.00
19095	Darin Altfillisch	payroll	\$1,048.40
19096	Roger Collins	payroll	\$1,049.25
19097	Rae Jean Flora	payroll	\$573.48
19098	Keith Kruthoff	payroll	\$349.00
19099	Jackie Luttrell	payroll	\$760.67
19100	Stacy Mayou	payroll	\$1,030.07
19101	Loren Stanley	payroll	\$788.15
19102	Jeremy Wellnitz	payroll	\$791.91
19103	AFLAC	insurance	\$229.80
19104	Wellmark BCBS	insurance	\$3,645.03
10105	Bank of the West	941 taxes	\$1,998.45
10106	SD Retirement Systems	retirement	\$2,403.82
19107	VALIC	retirement	\$25.00
19108	The US Life Insurance	insurance	\$14.00
19109	Sharon Bjerke	payroll	\$275.52
19110	Ryan Burke	payroll	\$476.45
19111	Eileen Dunbar	payroll	\$188.09
19112	Robert Gergen	payroll	\$902.17
19113	Alan Hollatz	payroll	\$117.88
19114	John Howardson	payroll	\$124.67
19115	Carmen Kloster	payroll	\$301.48
19116	Dorcas Protexter	payroll	\$694.59
19117	Robert Schlueter	payroll	\$71.57
19118	Ronald Schorg	payroll	\$225.45
19119	Lester Solberg	payroll	\$364.78

City Council Meeting – December 29, 2005

Check #	Name	For	Amount
19120	Teri Stokely	payroll	\$252.66
19121	Bank of the West	941 taxes	\$981.46
19122	Alan Hollatz	payroll	\$181.35
19123	Bank of the West	941 taxes	\$32.90
19124	SD Retirement Systems	retirement	\$34.40

New December Claims

Name	For	Amount
Adamson Industrial	supplies	\$356.80
Butler Machine Co.	supplies	\$136.61
CellularOne	utilities	\$122.15
Clark Community Oil	supplies	\$3,185.92
Clark County Courier	advertising	\$333.69
Clausen Construction	dump maintenance	\$805.00
Colonial Research	supplies	\$373.74
Cook's Wastepaper	utilities	\$30.00
DesLaurier's Oil	supplies	\$43.40
Desnoyer's Hardware	supplies	\$326.03
Ellwein Brothers	liquor	\$6,353.95
Florey's Plumbing	repairs	\$89.57
Galls, Inc.	supplies	\$241.97
Johnson Bro. Famous Brands	liquor	\$7,548.93
Light & Siren	equipment	\$738.18
Municipal Emergency Services	fire dept equip	\$3,322.00
NAPA	supplies	\$105.25
Northern Truck Equipment Corp	sander	\$4,240.00
Northwestern Energy	utilities	\$7,917.75
NRA	prof fees	\$35.00
Office Systems	supplies	\$28.40
Olson's Motor Co.	equipment	\$408.50
Olverson Body & Glass	repairs	\$75.00
One Call Systems	locate tickets	\$6.93
Pitney Bowes	lease	\$372.00
Porter Distributing	liquor	\$268.50
Quill	supplies	\$252.78
SD Dept of Revenue	prof fees	\$580.00
Sodak Distributing	liquor	\$9,962.00
Star Laundry	maintenance	\$98.80
The Literacy Guild	books	\$74.14
USA Blue Book	supplies	\$56.65
Wells Fargo Financial	copier lease	\$132.87

New January Claims

Name	For	Amount
First National Bank	SRF loan	\$6,940.29
SDML Work Comp	work comp insurance	\$10,247.00
SD DENR	wastewater fee	\$1,500.00

Motion # 326-2005

Approve 2003 Water & Sewer Project for CDBG Funds

Motion by Pollock and seconded by Kline to approve the 2003 Water & Sewer Project as completed with CDBG funds. All members voting yes. Motion carried.

Tax Change

Luttrell reminded the Council that effective January 1, 2005, the garbage collection will change from 4% to 6% tax to comply with the new state regulations. The January garbage bills will increase \$0.20 to \$10.37 for residential collection. The City will also pay 6% tax on fees received from landfill fees.

Snow Removal Ordinance

The Snow Removal Ordinance #430 was reviewed. This ordinance was published a few weeks ago in the Clark County Courier. Another notice will be published stating that the snow removal announcements will be put on the Watertown radio stations KIXX, KDLO, KWAT and KKSD, and a reminder that home owners are responsible to shovel their sidewalks.

FEMA Assistance

The City has received the FEMA application to apply for federal assistance for storm clean up. It is unknown what, if any, payment the City will receive. Eligible expenses include overtime hours (not related to snow removal) and tree removal on city property. Application will be made and handed in to Gail Smith, County Emergency Management coordinator.

Street Sander

Mayor Solberg announced that the City's sander broke down and that a new one was purchased from Northern Truck Equipment for \$4,240.00.

Motion # 327-2005

January Meeting

Motion by Pollock and seconded by Dreher to schedule the January meeting for January 11, 2006 at 7:00 pm. All members voting yes. Motion carried.

Municipal Government Day

Municipal Government Day is scheduled for January 31, 2006 and February 1, 2006. No one plans on attending this year.

Motion # 328-2005

One Day Liquor License

Motion by Dreher and seconded by Kline to approve a one day liquor license for the Clark American Legion for January 14, 2006 from 4 pm to 2 am. All members voting yes. Motion carried.

City Credit Card

Council reviewed guidelines for the Finance Office to get a city credit card to take advantage of online registrations, motel reservations and other miscellaneous charges. A resolution is necessary according to SDCL 4-3-27. A resolution will be reviewed at the next meeting.

Motion # 329-2005

Smoke House

Motion by Kline and seconded by Streff to approve the Fire Department to use the house at 217 S. Kansas for a training smoke house for the fire department. The Fire Department is asked to contact the neighbors when they do the burn. All members voting yes. Motion carried.

Quarterly Award for 4th Qtr 2005

Council discussed possible recipients for the Quarterly Award.

Motion # 330-2005

Executive Session

Motion by Pollock and seconded by Kline to close regular session at 8:03 pm and convene into executive session for personnel issues. All members voting yes. Motion carried.

Executive Session closed at 8:19 pm.

Motion #331-2005

Hire Skating Rink Attendant

Motion by Dreher and seconded by Pollock to hire Pam Ambrose-Eng as the Skating Rink Attendant at a pay of \$6.50/hour. No date has been scheduled to open the rink. All members voting yes. Motion carried.

Motion #332-2005

Adjourn

Motion by Kline and seconded by Streff to adjourn. All members voting yes. Motion carried.

Meeting adjourned at 8:20 pm.

Mayor Lester C. Solberg

Attest: Finance Officer Jackie Luttrell
(seal)