

2012 City Council Meeting Minutes

January 11, 2012

February 6, 2012 Board of Adjustments

February 6, 2012

March 5, 2012

March 19, 2012 Equalization meeting

March 19, 2012

April 2, 2012

May 7, 2012 Board of Adjustment

May 7, 2012

June 4, 2012

July 2, 2012 Board of Adjustment

July 2, 2012

August 6, 2012

September 10, 2012 Board of Adjustment

September 10, 2012

October 3, 2012

October 3, 2012 Board of Adjustment

November 5, 2012

December 11, 2012

City of Clark Council Meeting
January 11, 2012
7:30 PM

Call to order: The Clark City Council met in session on January 11, 2012 at 7:30 pm in the City Hall Council Room.

Council Members Present: Terry Binger, Roberta Heim, Kerry Kline, John Pollock, Lon Reidburn and Louann Streff.

Others Present: Mayor Larry Dreher, Finance Officer Jackie Luttrell, City Attorney Chad Fjelland, Darin Altfillisch, Roger Collins, Loren Stanley, Bill Krikac and Willie Gruenwald.

Mayor Dreher called the meeting to order at 7:30 pm.

Motion # 001-2012

Adopt Agenda

Motion by Streff and seconded by Reidburn to adopt the agenda. All members voting yes. Motion carried.

Public Input

Willie Gruenwald, representing Dakota Butcher, asked council about putting up the old Clark Liquors sign and mounting it on the front of the Dakota Butcher building. Because it would hang over the sidewalk, in the right of way, a variance would be necessary. This had been discussed before when the variance was approved to build to the property line. Let the application process allow any objections to be heard during the public hearing.

Department Updates

Updates given by Stanley, Altfillisch, Luttrell and Collins. All leaks noted by SD Association of Rural Water have been repaired and four fire hydrants were replaced. December water loss was still at 1 million gallons. Mayor Dreher told council that he had been visited by another engineering firm. Will consider for new projects requiring engineering. Collins asked to spray-foam insulate the old med van/recycling building. He presented two quotes for \$6,048 and \$6,341. Discussion was had on how to insulate the building and what type of heating system to install. Will revisit at next month's meeting.

Motion # 002-2012

Approve Department Updates

Motion by Pollock and seconded by Heim to approve the department updates. All members voting yes. Motion carried.

Motion # 003-2012

Approve Minutes

Motion by Heim and seconded by Binger to approve the city council meeting and planning and zoning meeting minutes from December 28, 2011. All members voting yes. Motion carried.

Motion # 004-2012

Approve Financial Statements

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

Motion # 005-2012

Approve Claims

Motion by Heim and seconded by Binger to approve the following claims. All members voting yes. Motion carried.

Additional December & January Claims

#	To	For	Amount
20902	City of Clark	deposit applied to bill	\$62.45
20903	Christine Graney Kroemer	water deposit refund	\$37.55
20904	SD Retirement Systems	retirement contributions	\$470.52
527	EFTPS	941 taxes	\$861.77
PAYRL	Water Dept	payroll	\$470.95
	Sewer Dept	payroll	\$470.96
	Govt Bldg	payroll	\$35.28
	Streets	payroll	\$1,133.54
	Finance Office	payroll	\$663.03
	Sanitation	payroll	\$167.77
	Library	payroll	\$177.14
	Transit	payroll	\$348.16
	Mayor	payroll	\$58.67
	Parks	payroll	\$167.78
	Overtime and holiday pay included in above: D. Altfillisch \$18.60, J. Luttrell \$14.91, D. Schlagel \$60.75		
529	EFTPS	941 taxes	\$818.31
PAYRL	Water Dept	payroll	\$437.95
	Sewer Dept	payroll	\$437.95
	Govt Bldg	payroll	\$37.17
	Streets	payroll	\$1,120.48
	Finance Office	payroll	\$486.00
	Sanitation	payroll	\$163.41
	Library	payroll	\$182.43
	Transit	payroll	\$400.17
	Mayor	payroll	\$176.01
	Parks	payroll	\$163.42
	Overtime and holiday pay included in above: D. Altfillisch \$19.16, D. Schlagel \$68.25		

New January Claims

To	For	Amount
A&B Business Systems	maintenance	\$73.22
AFLAC	insurance	\$131.80

City Council Meeting – January 11, 2012

To	For	Amount
A-OX Welding	supplies	\$10.85
Automatic Systems	parts	\$1,138.42
City of Clark	utilities	\$36.65
Clark Co. Courier	advertising	\$184.63
Clark Community Oil	supplies	\$1,893.32
Clark Hometown Variety	supplies	\$56.90
Clark-Doland Concrete	supplies	\$1,380.00
Clark Rural Water	materials	\$11,393.40
Cook's Wastepaper	utilities	\$43.61
Cook's Wastepaper	garbage collection	\$5,353.80
Dacotah Bank	professional fees	\$41.51
Dakota Electronics	supplies	\$114.00
Dekker Hardware	supplies	\$684.75
Ellwein Brothers	liquor	\$3,821.45
First District Assoc	membership	\$1,229.81
First District Assoc	professional fees	\$750.00
Fjelland Law Office	legal fees	\$240.00
Fjelland Law Office	RD Loan legal fees	\$300.00
ITC	utilities	\$360.03
Johnson Brothers	liquor	\$5,146.73
Ken's	supplies	\$17.80
Mack's Standard	supplies	\$215.00
M&T Fire & Safety	supplies	\$36.00
Midwest Alarm	professional fees	\$261.25
Milbank Winwater	hydrants	\$9,494.55
Moritz Publishing	supplies	\$73.10
Northwestern Energy	utilities	\$50.54
Olson Auto Parts	supplies	\$56.07
Olson Motor Co.	repair	\$19.98
Oscar's Machine Shop	supplies	\$285.92
Pro Build	supplies	\$6.89
Quill	supplies	\$104.59
Roger Collins	mileage	\$23.68
SD Dept of Revenue	sales tax	\$15.26
SignPro	supplies	\$31.25
Sioux Falls Two Day Radio	supplies	\$410.99

Motion # 006-2012

Clark Engineering Cloud St. Relining Engineering

Motion by Pollock and seconded by Reidburn to approve the Clark Engineering bills for the Cloud St. Relining Project totaling \$26,891.97. Funds will be drawn from the RD loan. All members voting yes. Motion carried.

Motion # 007-2012

A-Tech Cloud St. Relining

Motion by Kline and seconded by Heim to approve Pay Request #1 from A-Tech for the Cloud St. Relining Project for \$140,053.50. Funds will be drawn from the RD loan. All members voting yes. Motion carried.

Motion # 008-2012

Cloud St. Relining Project Change Order #4

Motion by Binger and seconded by Heim to approve Change Order #4 to add sealing service connections for \$23,700 and reduce quantities as built of \$3,511, contingent upon Rural Development approval. All members voting yes. Motion carried.

Motion # 009-2012

Approve Sheriff Report

Motion by Pollock and seconded by Binger to approve the department updates. All members voting yes. Motion carried.

Motion # 010-2012

Stop Pay Check

Motion by Heim and seconded by Reidburn to stop pay check # 20425 issued 6/10/11 for \$125.00 to State of SD VFW. All members voting yes. Motion carried.

2012 Election

The 2012 election date is set for April 10, 2012. Up for re-election are Robert Heim (Ward I), Louann Streff (Ward II), Kerry Kline (Ward II finish the term) and John Pollock (Ward III).

Special Event Liquor License Public Hearing

No one in attendance for the public hearing for a Special Event Liquor License for Clark Legion.

Motion # 011-2012

Special Event Liquor License

Motion by Pollock and seconded by Reidburn to approve the special event liquor license for Clark Legion for the Cross Country Vet Feed on January 28, 2012. All members voting yes. Motion carried.

Motion # 012-2012

Special Event Liquor License Fee

Motion by Heim and seconded by Binger to start charging \$10 for all Special Event Liquor License application to cover the cost of the public hearing notice. This fee will start on March 1, 2012. All members voting yes. Motion carried.

4th of July Activities

Mayor Dreher asked council to think of 4th of July activities for this year being it falls in the middle of the week.

Motion # 013-2012

Ordinance #508

Motion by Kline and seconded by Streff to approve Ordinance #508 An Ordinance Amending Section 11.03.01 Adopted by Ordinance 485, November 2, 2009, as amended, of the Zoning Ordinance of the City of Clark. Members voting in favor – Heim, Kline, Pollock Streff and Reidburn. Binger abstained. Motion carried.

Ordinance # 508

AN ORDINANCE AMENDING THE OFFICIAL ZONING MAP OF THE CITY OF CLARK, PURSUANT TO TITLE 11.03.01 OFFICIAL ZONING MAP OF THE CLARK MUNICIPAL CODE.

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY CLARK, SOUTH DAKOTA, that pursuant to Section 11.03.01 adopted by Ordinance 485, November 2, 2009, as amended, of the Zoning Ordinance of the City of Clark be amended to classify the following property: Lot 2 Grace Subdivision in SE ½ 6-116-57 City of Clark, formerly Irregulars to “R2 – General Residential District” from “HC – Highway Commercial District”.

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 ordinances previously adopted.

Passed and adopted this 11th day of January, 2012.

Larry Dreher, Mayor

Attest:

Jackie Luttrell, Finance Officer
(SEAL)

First Reading: December 28, 2011
Second Reading: January 11, 2012
Notice of Adoption Published: January 18, 2012
Effective: February 7, 2012

Hold Harmless Agreements

City Attorney Fjelland presented a hold harmless agreement to be used by renters of the community room. A similar agreement will be used for renters of the council room and/or library.

Motion # 014-2012

Miscellaneous Policies & Procedure Manual

Motion by Heim and seconded by Kline to approve the 2012 City of Clark Miscellaneous Policy & Procedures Manual with the noted changes. All members voting yes. Motion carried.

Vacation Policy

Mayor Dreher discussed the need to limit vacation days in December. Staff will be reminded of this at their reviews. Also discussed giving half day off on Christmas Eve.

Motion # 015-2012

Executive Session

Motion by Reidburn and seconded by Binger to enter into executive session for contractual and personnel issues. All members voting yes. Motion carried.

Executive session began at 8:37 pm and ended at 8:44.

Motion # 016-2012

Adjourn

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

Meeting adjourned at 8:45 pm.

This institution is an equal opportunity provider, and employer.

Mayor Larry Dreher

Attest: Finance Officer Jackie Luttrell
(seal)

Published once at the approximate cost of _____.

**City of Clark Joint City Council & Board of Adjustments Meeting
February 6, 2012
7:30 PM**

Call to order: The Clark City Council and Board of Adjustments met in joint session on February 6, 2012 at 7:30 pm in the City Hall Council Room.

Members Present: Mayor Larry Dreher, Terry Binger, Roberta Heim, Kerry Kline, John Pollock, Lon Reidburn and Louann Streff.

Others Present: Finance Officer Jackie Luttrell, City Attorney Chad Fjelland, Bill Krikac, Willie Gruenwald and Angie Werdel.

Mayor Dreher called the meeting to order at 7:31 pm.

Motion by Streff and seconded by Reidburn to enter into the joint City Council and Board of Adjustment meeting. All members voting yes. Motion carried.

Finance Officer Luttrell presented a variance request by Dakota Butcher, 99 S. Commercial St., to hang a sign over the sidewalk's right of way. All application requirements have been met and Luttrell read the considerations as referenced in City Zoning Code 11.17.03.1.e. Willie Gruenwald was in attendance on behalf of Dakota Butcher.

Motion by Kline and seconded by Binger to approve the variance request by Dakota Butcher to hang a sign over the sidewalk's right of way. All members voting yes. Motion carried.

Finance Officer Luttrell presented a conditional use application by Angela M. Werdel to operate a daycare at 210 N. Idaho Street. All application requirements have been met including written consent of 50% of property owners within 250 feet. Angie Werdel was in attendance.

Motion by Heim and seconded by Streff to approve the conditional use permit for Angela Werdel to operate a home daycare at 210 N. Idaho Street. All members voting yes. Motion carried.

Motion by Pollock and seconded by Binger to close the joint meeting and re-open the regular city council meeting. All members voting yes. Motion carried.

Meeting adjourned at 7:36 pm.

This institution is an equal opportunity provider, and employer.

Mayor Larry Dreher

Attest: Finance Officer Jackie Luttrell
(seal)

Published once at the approximate cost of _____.

**City of Clark Council Meeting
February 6, 2012
7:00 PM**

Call to order: The Clark City Council met in session on February 6, 2012 at 7:00 pm in the City Hall Council Room.

Council Members Present: Terry Binger, Roberta Heim, Kerry Kline, John Pollock, Lon Reidburn and Louann Streff.

Others Present: Mayor Larry Dreher, Finance Officer Jackie Luttrell, City Attorney Chad Fjelland, Darin Altfillisch, Roger Collins, Loren Stanley, Bill Krikac, Tom LaBrie, Willie Gruenwald and Angie Werdel.

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

Motion # 017-2012

Adopt Agenda

Motion by Reidburn and seconded by Streff to adopt the agenda. All members voting yes. Motion carried.

Public Input

Tom LaBrie addressed the council regarding a Rotary project for improvements to Dickinson Park. They would like to sell advertising on the outfield fence and use that money for park improvements. This will be added to the March agenda. Mayor Dreher addressed concerns on the snow removal fee that has been billed to various businesses.

Department Updates

Updates were given by Altfillisch, Collins and Stanley. Council revisited the improvements to the old recycling building to insulate and heat it. Council revisited the culvert at Willie Gruenwald's residence and the need to finish the catch basin. Gruenwald is asking the city to cost share approximately \$1,000. Will add item to the March agenda.

Motion # 018-2012

Building Improvements

Motion by Binger and seconded by Reidburn to make improvements to the old recycling building by dropping the ceiling and adding spray insulation. All members voting yes. Motion carried.

Being 7:30 pm, council held the scheduled public hearing and Board of Adjustment meeting.

Motion # 019-2012

Special Event Liquor License

Motion by Heim and seconded by Pollock to authorize a special event liquor license to the Clark American Legion for March 30, 2012 for the Pro Pheasant banquet. All members voting yes. Motion carried.

City Council Meeting – February 6, 2012

Council entered a joint Board of Adjustment and council meeting to hear a variance and conditional use permit. Meeting began at 7:31 pm and ended at 7:36 pm.

Department updates continued with Luttrell’s update.

Motion # 020-2012 **Approve Department Updates**
 Motion by Binger and seconded by Pollock to approve the department updates. All members voting yes. Motion carried.

Motion # 021-2012 **Approve Minutes**
 Motion by Reidburn and seconded by Heim to approve the council meeting minutes from January 11, 2012. All members voting yes. Motion carried.

Motion # 022-2012 **Approve Financial Statements**
 Motion by Pollock and seconded by Binger to approve the financial statements. All members voting yes. Motion carried.

Motion # 023-2012 **Approve Claims**
 Motion by Kline and seconded by Binger to approve the following claims. All members voting yes. Motion carried.

Additional January Claims			
#	To	For	Amount
531	Wellmark BCBS	insurance	\$4,135.02
532	Dacotah Insurance	professional fees	\$25.00
539	EFTPS	941 taxes	\$1,995.69
1/23/2012	Water Dept.	payroll	\$916.43
Payroll	Sewer Dept.	payroll	\$916.44
	Govt. Bldg.	payroll	\$93.78
	Street Dept.	payroll	\$2,322.56
	Finance Office	payroll	\$1,141.60
	Sanitation Dept.	payroll	\$325.09
	Library	payroll	\$392.20
	Transit	payroll	\$763.60
	Mayor	payroll	\$176.01
	Parks Dept.	payroll	\$453.29
20958	City of Clark	deposit applied to bill	\$100.00
20959	SD Retirement Systems	retirement	\$1,489.44
20960	Account Mngt	garnish	\$30.00
20961	Credit Collections Bureau	garnish	\$18.80
20962	Cardmember Services	spraying class	\$100.00
20963	Petty Cash	supplies	\$44.82
542	EFTPS	941 taxes	\$1,890.21
2/6/2012	Water Dept.	payroll	\$882.78
Payroll	Sewer Dept.	payroll	\$882.78

City Council Meeting – February 6, 2012

#	To	For	Amount
	Govt. Bldg.	payroll	\$103.22
	Street Dept.	payroll	\$2,327.44
	Finance Office	payroll	\$1,123.31
	Sanitation Dept.	payroll	\$319.25
	Library	payroll	\$363.90
	Transit	payroll	\$522.41
	Mayor	payroll	\$176.01
	Parks Dept.	payroll	\$501.77

New February Claims

To	For	Amount
AFLAC	insurance	\$131.80
American Family Insurance	insurance	\$8.00
A-OX Welding	supplies	\$10.85
AT&T Mobility	utilities	\$90.55
Avera Queen of Peace	professional fees	\$78.90
Baker & Taylor	books	\$28.11
Banyon Data Systems	professional fees	\$195.00
Butler CAT	maintenance	\$103.36
City of Clark	deposit clear bill	\$64.45
City of Clark	utilities	\$36.65
Clark Chamber of Commerce	subsidies	\$3,000.00
Clark Co. Courier	advertising	\$464.90
Clark Co. Historical Society	subsidies	\$560.00
Clark Co. Treasurer	police protection	\$7,957.60
Clark Community Oil	supplies	\$1,799.78
Consumer Report	books	\$26.00
Cook's Wastepaper	utilities	\$93.61
Dacotah Bank	subsidies	\$6,477.47
Dacotah Bank	professional fees	\$27.88
Dekker Hardware	supplies	\$86.41
Electrical Engineering & Equip	maintenance	\$1,015.50
Ellwein Brothers	liquor	\$12,564.40
Fjelland Law Office	legal fees	\$100.00
Forest Excavating	repairs	\$3,826.53
Greenfields Short Stop	supplies	\$82.82
ITC	utilities	\$362.43
J&J Heating	repairs	\$1,783.79
Jackie Luttrell	subsidies	\$50.00
Joel Murano	water deposit refund	\$35.55
Johnson Brothers	liquor	\$5,547.37

City Council Meeting – February 6, 2012

To	For	Amount
K&P Pump	repairs	\$876.00
Ken's Food Fair	supplies	\$10.73
Literary Guild	books	\$119.34
Mack's Standard	supplies	\$215.45
Michael Todd & Co.	supplies	\$584.32
Moritz Publishing	supplies	\$179.80
National Geographic	subscription	\$34.00
Northwestern Energy	utilities	\$6,533.75
Olson Auto Parts	supplies	\$121.90
Oscar's Machine Shop	repairs	\$491.08
Pitney Bowes	supplies	\$769.99
Porter Distributing	liquor	\$2,886.00
Pro Build	supplies	\$24.12
Rae Jean Flora	subsidies	\$30.00
Reader's Digest	subscription	\$15.98
Republic	liquor	\$14,033.53
Sanford Labs	drug screening	\$36.96
SD Dept of Revenue	professional fees	\$240.00
SD Dept of Revenue	sales tax	\$4.64
SD Public Assurance Alliance	insurance	\$27,049.15
SD Rural Development	sewer revenue bond	\$787.00
SD Rural Development	water revenue bond	\$908.00
SD Rural Development	water revenue bond	\$1,307.00
Star Laundry	maintenance	\$65.15
Time	subscription	\$29.95

Motion # 024-2012

Approve Sheriff Report

Motion by Pollock and seconded by Reidburn to approve the sheriff's report. All members voting yes. Motion carried.

Summer Rec and Poll

Council discussed returning seasonal employees and the pay schedule for the positions. Will need to advertise for pool manager, lifeguards and teener coach.

The agenda item, Summer Mowing, was moved to Executive Session due to contractual issues.

Motion # 025-2012

Govt Bldg Reserve Fund

Motion by Pollock and seconded by Heim to supplement the Street department budget \$1,783.79 from the Restricted for Government Buildings reserve fund. This expense was to replace the heater in the shop. All members voting yes. Motion carried.

East Pasture

Mayor Dreher stated there is an interested party in purchasing the East Pasture land east of town. Council discussed surplusing the property and whether it should be annexed in first. If annexation is done, should other property be annexed also? Luttrell read the procedures for Annexation by Resolution. A study is needed to determine if the infrastructure can handle any additional demands.

Motion # 026-2012

Executive Session

Motion by Reidburn and seconded by Heim to enter into executive session for personnel and contractual issues, SDCL 1-25.2.1 & 3. All members voting yes. Motion carried.

Executive session began at 8:10 pm and ended at 8:37 pm.

Motion # 027-2012

Adjourn

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

Meeting adjourned at 8:38 pm.

This institution is an equal opportunity provider, and employer.

Mayor Larry Dreher

Attest: Finance Officer Jackie Luttrell
(seal)

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City of Clark Council Meeting
March 5, 2012
7:00 PM

Call to order: The Clark City Council met in session on March 5, 2012 at 7:00 pm in the City Hall Council Room.

Council Members Present: Terry Binger, Roberta Heim, Kerry Kline, John Pollock, Lon Reidburn and Louann Streff.

Others Present: Mayor Larry Dreher, Finance Officer Jackie Luttrell, City Attorney Chad Fjelland, Bill Krikac, Darin Altfillisch, Roger Collins, Loren Stanley and Mick Cook.

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

Motion # 028-2012

Adopt Agenda

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

Rotary Advertising

Motion by Streff and seconded by Heim to authorize the Rotary to sell advertising at Dickinson Park, with the proceeds going back into park improvements. All members voting yes. Motion carried.

Grunewald Culvert Cost Share

Motion by Pollock and seconded by Reidburn to offer a 80% Gruenwald and 20% City cost share for the catch basin. All members voting yes. Motion carried.

Department Updates

Updates given by Collins, Altfillisch, Stanley and Luttrell. Altfillisch would like to replace three more fire hydrants at a cost of \$10,000.

Motion # 029-2012

M.J. Lang Crack Fill

Motion by Binger and seconded by Kline to approve M.J. Lang's quote of \$5,500 to crack sealing 12 blocks. All members voting yes. Motion carried.

Motion # 030-2012

Chip Seal

Motion by Binger and seconded by Heim to approve purchasing a tanker of oil at approximately \$18,000 and coordinate equipment and labor with the county to chip seal city roads. Total cost of project would run under \$25,000; city employees would exchange labor for county work at a later date. All members voting yes. Motion carried.

Motion # 031-2012

Street Maintenance Association Meeting

Motion by Pollock and seconded by Streff to approve meeting and travel expenses for Collins to attend the Street Maintenance Association meeting in Mitchell on April 11 & 12. All members voting yes. Motion carried.

Motion # 032-2012

Water School

Motion by Heim and seconded by Binger to authorize Altfillisch to attend water school in Watertown on March 7, 2012. All members voting yes. Motion carried.

Motion # 033-2012

NEFOG Meeting

Motion by Kline and seconded by Binger to authorize Luttrell to attend the March 15 NEFOG meeting in Aberdeen. All members voting yes. Motion carried.

Motion # 034-2012

Solid Waste Class

Motion by Binger and seconded by Pollock to authorize Stanley to attend the Solid Waste Management class. All members voting yes. Motion carried.

Motion # 035-2012

Approve Department Updates

Motion by Binger and seconded by Streff to approve the department updates. All members voting yes. Motion carried.

Council discussed the repairs needed to the bathroom at the shop/fire hall. Council would like to see quotes for the plumbing and electrical needs and a second quote for the construction.

Council asked Collins to get costs for replacing the maroon dump truck.

Council would like to see what the trade in value would be on the John Deere mower.

2012 Bid Opening

Being 7:30 pm, the scheduled time for bid opening for solid waste collection and backhoe operator for water and sewer line repairs, Luttrell presented one bid for each. Mick Cook was present for the opening and asked for recommendations on how to encourage more residents to recycle.

Water & Sewer Repairs: Forest Excavating

Tractor Backhoe – machine and operator	\$95.00/hour
Labor – additional man	\$55.00/hour
Excavator – machine and operator	\$130.00/hour
Tandem end dump – machine and operator	\$80.00/hour
Single axle end dump and operator	\$70.00/hour
Skid steer and operator	\$80.00/hour

Residential Solid Waste: Cook's Wastepaper & Recycling

One cart per household	\$10.50 plus tax
Additional cart	\$6.00 plus tax
Plus the City's \$0.30 per household administrative fee	

Motion # 036-2012

Solid Waste Collection Bid

Motion by Heim and seconded by Binger to accept the bid from Cook's Wastepaper & Recycling for residential solid waste collection. All members voting yes. Motion carried.

Motion # 037-2012 **Water & Sewer Repairs Bid**
 Motion by Pollock and seconded by Reidburn to accept the bid from Forest Excavating for water and sewer repairs. All members voting yes. Motion carried.

Motion # 038-2012 **Approve Minutes**
 Motion by Streff and seconded by Kline to approve the council meeting minutes and Board of Adjustment meeting minutes from February 6, 2012. All members voting yes. Motion carried.

Motion # 039-2012 **Approve Financial Statements**
 Motion by Heim and seconded by Pollock to approve the financial statements. All members voting yes. Motion carried.

Motion # 040-2012 **Approve Claims**
 Motion by Reidburn and seconded by Binger to approve the following claims. All members voting yes. Motion carried.

Additional February Claims

#	To	For	Amount
544	EFTPS	941 taxes	\$ 1,949.06
546	City of Clark	utilities	\$ 36.65
2/20/2012	Water dept.	payroll	\$ 887.14
	Sewer dept.	payroll	\$ 887.14
	Govt. Bldg.	payroll	\$ 103.22
	Street dept.	payroll	\$ 2,274.80
	Finance Office	payroll	\$ 1,158.02
	Sanitation dept.	payroll	\$ 330.93
	Library	payroll	\$ 363.90
	Transit	payroll	\$ 644.00
	Mayor	payroll	\$ 176.01
	Parks dept.	payroll	\$ 511.08
	Overtime & holiday pay included in the above: D. Altfillisch \$114.96, J. Luttrell \$46.74, L. Stanley \$47.19		
543	Wellmark	insurance	\$ 4,135.02
21011	SD Public Assurance Alliance	insurance	\$ 245.28
21012	Clark Rural Water	materials	\$ 12,685.40
21013	The U.S. Life Insurance Co.	insurance	\$ 21.30
21014	Cook's Wastepaper	garbage collections	\$ 5,325.65
21015	Dakota Style	supplies	\$ 10.95
21016	SD Retirement Systems	contributions	\$ 1,977.34
21017	Account Mngt	garnish	\$ 30.00
21018	Credit Collection Bureau	garnish	\$ 18.80
21019	The U.S. Life Insurance Co.	insurance	\$ 21.30
548	EFTPS	941 taxes	\$ 2,059.29

City Council Meeting – March 5, 2012

#	To	For	Amount
549	American Family Insurance	insurance	\$ 11.00
3/5/2012	Water dept.	payroll	\$ 901.03
	Sewer dept.	payroll	\$ 901.03
	Govt. Bldg.	payroll	\$ 84.35
	Street dept.	payroll	\$ 2,549.09
	Finance Office	payroll	\$ 1,126.96
	Sanitation dept.	payroll	\$ 339.69
	Library	payroll	\$ 363.90
	Transit	payroll	\$ 601.19
	Mayor	payroll	\$ 176.01
	Parks dept.	payroll	\$ 465.46
	Overtime & holiday pay included in the above: D. Altfillisch \$110.17, R. Collins \$447.56, R. Flora \$13.89, J. Pickrel \$43.69, L. Stanley \$82.58, D. Schlagel \$58.50		

New March Claims

To	For	Amount
A&B Business	maintenance	\$ 150.15
AFLAC	insurance	\$ 131.80
American Tactical	supplies	\$ 700.52
A-OX Welding	supplies	\$ 10.85
AT& T Mobility	utilities	\$ 92.55
Cardmember Services	software	\$ 60.16
Clark Co. Farmers Elevator	supplies	\$ 364.50
Clark County Historical Society	subsidy	\$ 560.00
Clark County Treasurer	police protection	\$ 7,957.60
Clark Engineering	professional fees	\$ 1,547.92
Clark Hometown Variety	supplies	\$ 18.47
Clausen Construction	supplies	\$ 364.00
Cook's Wastepaper	utilities	\$ 43.61
Dacotah Bank	subsidy	\$ 6,477.47
Dacotah Bank	professional fees	\$ 39.53
Dekker Hardware	supplies	\$ 249.36
Ecolab	maintenance	\$ 81.00
Ellwein	liquor	\$ 11,980.90
Environmental Equipment	repairs	\$ 2,195.00
First Response	supplies	\$ 573.00
Fjelland Law Office	legal fees	\$ 390.00
ITC	utilities	\$ 359.65
Jackie Luttrell	subsidy	\$ 50.00
JB Repair	repairs	\$ 262.40
Johnson Brothers	liquor	\$ 8,965.89

City Council Meeting – March 5, 2012

To	For	Amount
Light & Siren	supplies	\$ 173.67
Literary Guild	books	\$ 47.97
M&T Fire & Safety	equipment	\$ 4,162.13
Meierhenry Sargent LLP	professional fees	\$ 3,650.00
Michael Todd & Co.	supplies	\$ 62.01
Northwestern Energy	utilities	\$ 6,423.75
Olson Auto Parts	repairs	\$ 437.42
Oscar's Machine Shop	repairs	\$ 190.70
Pitney Bowes	meter rental	\$ 162.00
Porter Distributing	liquor	\$ 2,745.30
Pro Build	supplies	\$ 232.06
Quill	supplies	\$ 69.98
Rae Jean Flora	subsidy	\$ 30.00
Republic National	liquor	\$ 6,904.15
SD Dept of Revenue	professional fees	\$ 202.00
SD Federal Property	supplies	\$ 19.00
SD One Call	locates	\$ 98.70
SD Rural Development	sewer revenue bond #1	\$ 787.00
SD Rural Development	sewer revenue bond #2	\$ 1,307.00
SD Rural Development	water revenue bond	\$ 908.00
Star Laundry	maintenance	\$ 130.30
Westside Implement	repairs	\$ 42.52

Motion # 041-2012 **Approve Sheriff Report**
 Motion by Pollock and seconded by Reidburn to approve the sheriff's report. All members voting yes. Motion carried.

Motion # 042-2012 **2012 Dump Rates**
 Motion by Heim and seconded by Streff to approve the 2012 dump rates at the same rates as 2011. All members voting yes. Motion carried.

Motion # 043-2012 **SD Titles To Go**
 Motion by Heim and seconded by Reidburn to approve the library to proceed with application for SD Titles to Go. All members voting yes. Motion carried.

Motion # 044-2012 **2011 Annual Report**
 Motion by Binger and seconded by Kline to approve the 2011 Annual Report as presented by Finance Officer Luttrell. All members voting yes. Motion carried.

Motion # 045-2012 **Equalization Meeting**
 Motion by Kline and seconded by Heim to set the Equalization meeting for March 19, 2012 at 7:00 pm. All members voting yes. Motion carried.

Motion # 046-2012

Executive Session

Motion by Reidburn and seconded by Binger to enter into executive session for contractual and personnel issues, SDCL 1-25-2.1 and 4. All members voting yes. Motion carried.

Executive session began at 8:03 pm and ended at 8:58 pm.

Motion # 047-2012

Summer Employees

Motion by Streff and seconded by Pollock to authorize the mayor to offer contracts to summer employees at agreed upon salary rates. All members voting yes. Motion carried.

Motion # 048-2012

Mowing Contract

Motion by Reidburn and seconded by Binger to authorize the mayor to enter into a mowing contract with New Dimension. Members voting in favor – Reidburn, Binger, Kline, Pollock and Streff. Opposed Heim. Motion carried.

Motion # 049-2012

Adjourn

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

Meeting adjourned at 9:03 pm.

This institution is an equal opportunity provider, and employer.

Mayor Larry Dreher

Attest: Finance Officer Jackie Luttrell
(seal)

Published once at the approximate cost of _____.

**City of Clark Equalization Meeting
March 19, 2012
7:00 PM**

Call to order: The Clark City Council met in session on March 19, 2012 at 7:00 pm in the City Hall Council Room for its annual equalization meeting.

Council Members Present: Terry Binger, Roberta Heim, Kerry Kline, John Pollock, Lon Reidburn and Louann Streff.

Others Present: Mayor Larry Dreher, Finance Officer Jackie Luttrell, City Attorney Chad Fjelland, Bill Krikac, School Board member Bob Steffen and Chris Roebke.

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

Motion # 050-2012 **Adopt Agenda**
Motion by Reidburn and seconded by Pollock to adopt the agenda. All members voting yes. Motion carried.

Assessment List & Appeals

Council members reviewed the 2012 assessment list. Luttrell presented an appeal from Chris Roebke on his property at Lots 9 & 10 Block 6 Brown & Wares Addition. Roebke explained the property damage to the house.

Motion # 051-2012 **Approve Appeal**
Motion by Pollock and seconded by Reidburn to approve Roebke's appeal to his property at Lots 9 & 10 Block 6 Brown & Wares Addition to re-asses the property as follows: Land stays at \$5,866 and house decreased from \$57,222 to \$19,134. All members voting yes. Motion carried.

Motion # 052-2012 **Adjourn**
Motion by Kline and seconded by Streff to adjourn. All members voting yes. Motion carried.

Meeting adjourned at 7:06 pm.

This institution is an equal opportunity provider, and employer.

Mayor Larry Dreher

Attest: Finance Officer Jackie Luttrell
(seal)

Published once at the approximate cost of _____.

**City of Clark Council Meeting
March 19, 2012
7:00 PM**

Call to order: The Clark City Council met in session on March 19, 2012 following the Equalization meeting in the City Hall Council Room.

Council Members Present: Terry Binger, Roberta Heim, Kerry Kline, John Pollock, Lon Reidburn and Louann Streff.

Others Present: Mayor Larry Dreher, Finance Officer Jackie Luttrell, City Attorney Chad Fjelland and Bill Krikac.

Mayor Dreher called the meeting to order at 7:07 pm.

Motion # 053-2012 **Adopt Agenda**
Motion by Heim and seconded by Binger to adopt the agenda. All members voting yes.
Motion carried.

Motion # 054-2012 **Approve Minutes**
Motion by Streff and seconded by Pollock to approve the council meeting minutes from March 5, 2012. All members voting yes. Motion carried.

Motion # 055-2012 **Approve Claims**
Motion by Heim and seconded by Reidburn to approve the following claims. All members voting yes. Motion carried.

Additional March Claims

#	To	For	Amount
550	City of Clark	utilities	\$3.40
551	Wellmark BCBS	insurance	\$4,135.02
552	EFTPS	941 taxes	\$1,917.41
21061	Petty Cash	supplies	\$83.45
21062	Cook's Wastepaper	garbage collection	\$5,370.25
21063	SD Retirement	retirement	\$2,052.16
21064	VOIDED		
21065	Account Mngt	garnish	\$30.00
21066	Credit Collections Bureau	garnish	\$18.80
21067	AAA Collections	garnish	\$202.56
3/19/2012	Water dept.	payroll	\$881.24
	Sewer dept.	payroll	\$881.25
	Govt. Bldg.	payroll	\$103.22
	Streets dept.	payroll	\$2,218.89

City Council Meeting – March 19, 2012

Finance Office	payroll	\$1,166.70
Sanitation	payroll	\$319.25
Library	payroll	\$363.90
Transit	payroll	\$653.53
Mayor	payroll	\$176.01
Park	payroll	\$341.20

New March Claims

Butler Machinery	repairs	\$791.20
Clark Community Oil	supplies	\$1,139.36
Clark County Courier	advertising	\$293.79
Clark Rural Water	materials	\$12,036.00
Colonial Research	supplies	\$436.66
John Boyko	water deposit refund	\$100.00
Mack's Standard	supplies	\$322.65
Michael Todd & Co.	supplies	\$309.91
Moritz Publishing	supplies	\$292.20
Overhead Door	repairs	\$142.86
Pitney Bowes	supplies	\$769.99
Quill	supplies	\$98.12

Motion # 056-2012

Forest Excavating Claim

Motion by Pollock and seconded by Reidburn to approve to pay \$750.00 of the \$1,362.27 claim, invoice # 151512, from Forest Excavating. This reduction is due to failing to bill in a timely fashion as stated in the contract. All members voting yes. Motion carried.

Motion # 057-2011

Fire Hydrants

Motion by Pollock and seconded by Binger to approve the quote from Milbank Winwater for three fire hydrants at a cost of \$9,901.56. All members voting yes. Motion carried.

Motion # 058-2011

Dump Truck

Motion by Binger and seconded by Kline to approve letting out for bids for a replacement dump truck. All members voting yes. Motion carried.

Mower Value

No news to report on the value of the mower.

Bathroom Repairs

Council reviewed a quote from Woodring plumbing for \$1,625.00 for the plumbing work at the bathroom at the shop/fire hall. Council still wants to see another construction quote.

Community Foundation

Luttrell explained a request received by the Greater Area of Clark Community Foundation to allow residents to donate to the foundation by either rounding up their

utility bill or paying an additional \$1.00. This would be completely voluntary, done by completing an application. Council will consider request at next meeting.

Motion # 059-2012

Summer Rec Pay Scale

Motion by Kline and seconded by Heim to approve the following pay scale for the summer rec programs:

Pool Manager \$8.50/hour
1st year lifeguards \$7.25/hour
Returning lifeguards \$7.75/hour

Teener Coach \$2,000 salary
Summer Rec coach \$750/team

All members voting yes. Motion carried.

Motion # 060-2012

Adjourn

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

Meeting adjourned at 7:30 pm.

This institution is an equal opportunity provider, and employer.

Mayor Larry Dreher

Attest: Finance Officer Jackie Luttrell
(seal)

Published once at the approximate cost of _____.

City of Clark Council Meeting
April 2, 2012
7:00 PM

Call to order: The Clark City Council met in session on April 2, 2012 at 7:00 pm in the City Hall Council Room.

Council Members Present: Terry Binger, Roberta Heim, Kerry Kline, John Pollock, Lon Reidburn and Louann Streff.

Others Present: Mayor Larry Dreher, Finance Officer Jackie Luttrell, City Attorney Chad Fjelland, Bill Krikac, Darin Altfillisch, Roger Collins and Loren Stanley.

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

Motion # 061-2012

Adopt Agenda

Motion by Reidburn and seconded by Heim to adopt the agenda. All members voting yes. Motion carried.

No Public Input

Department Updates

Department updates given by Altfillisch, Collins, Stanley and Luttrell. Reviewed additional bids for bathroom repairs at the fire hall/shop. Fire department agreed to pay 50% of the repairs. Decided to keep the John Deere mower as a backup. Advised Collins to bury the time capsule that was dug up from Flat Iron Park to the Swimming Pool Park. Summer rec sign up will be held on April 11 from 4 -7 pm.

Motion # 062-2012

Approve Department Updates

Motion by Pollock and seconded by Streff to approve the department updates. All members voting yes. Motion carried.

Motion # 063-2012

Approve Meeting Minutes

Motion by Kline and seconded by Pollock to approve the city council meeting minutes from March 19, 2012 and equalization meeting minutes from March 19, 2012. All members voting yes. Motion carried.

Motion # 064-2012

Approve Financial Statements

Motion by Heim and seconded by Streff to approve the financial statements. All members voting yes. Motion carried.

Motion # 065-2012

Approve Claims

Motion by Binger and seconded by Pollock to approve the following claims. All members voting yes. Motion carried.

City Council Meeting – April 2, 2012

Paid Claims

#	To	For	Amount
21080	Forest Excavating	repairs	\$750.00
21081	SD Municipal Street Maint. Assoc	conference	\$40.00
21082	SD Solid Waste Mngt Assoc	conference	\$100.00
21083	City of Clark	deposit applied to bill	\$15.00
21084	Troy Knutson	water deposit refund	\$85.00
21085	AFLAC	insurance	\$131.80
557	EFTPS	941 taxes	\$1,988.69
	Water Dept.	payroll	\$908.26
	Sewer Dept	payroll	\$908.26
	Govt. Bldg.	payroll	\$103.22
	Street Dept	payroll	\$2,246.10
	Finance Office	payroll	\$1,138.70
	Sanitation Dept.	payroll	\$652.11
	Library	payroll	\$363.90
	Transit	payroll	\$618.02
	Mayor	payroll	\$176.01
	Park Dept.	payroll	\$319.26

New Claims

To	For	Amount
American Family Insurance	insurance	\$11.00
AT&T Mobility	utilities	\$91.91
Banyon Data Systems	professional fees	\$1,540.00
Clark County Couriers	advertising	\$417.74
Clark Co. Historical Society	subsidy	\$560.00
Clark Co. Treasurer	police protection	\$7,957.60
Clark Engineering	engineering	\$3,667.30
Dacotah Bank	subsidy	\$6,477.47
Ellwein Brothers	liquor	\$17,805.00
First National Bank	SRF loan	\$6,940.29
Fjelland Law Office	professional fees	\$220.00
Gruenwald Electric	repair	\$420.78
ITC	utilities	\$356.06
Jackie Luttrell	subsidy	\$57.40
Johnson Brothers	liquor	\$8,475.07
Mack's Standard	supp	\$430.95
M. J. Lang	repairs	\$5,500.00
Milbank Winwater	repair parts	\$418.64
Northwest Energy	utilities	\$6,579.82

City Council Meeting – April 2, 2012

To	For	Amount
Porter Distributing	liquor	\$4,618.80
Rae Jean Flora	subsidy	\$30.00
Republic National	liquor	\$9,137.82
SD Dept of Revenue	water testing	\$202.00
SD Rural Development	revenue bond	\$1,307.00
SD Rural Development	revenue bond	\$908.00
SD Rural Development	revenue bond	\$787.00
Share Corp	pool supplies	\$4,762.66
Star Laundry	maintenance	\$65.15
Westside Implement	supplies	\$4.88

Motion # 066-2012 **Cloud Street Relining Pay Request #2**
 Motion by Binger and seconded by Reidburn to approve Pay Request #2 on the Cloud Street & 5th Avenue Sanitary Sewer project to A-Tech for \$20,925.00. All members voting yes. Motion carried.

Motion # 067-2012 **Approve Sheriff Report**
 Motion by Heim and seconded by Binger to approve the sheriff's report. All members voting yes. Motion carried.

Motion # 068-2012 **SD Titles to Go Fees**
 Motion by Heim and seconded by Binger to approve the annual fees for access to the SD Tiles to Go of \$15 for city residents and \$20 for county residents. All members voting yes. Motion carried.

Motion # 069-2012 **Surplus Land**
 Motion by Binger and seconded by Kline to surplus land, legal description Abandoned Right of Way in S ½ SW ¼ 6-116-57 (Refer WWW 65) Irregulars Clark, Tract 5892, and declared the three real property owners for appraisals as John Olson, Dick Hilmoe and Bruce Brekke . Sealed bids will be opened at the May meeting. All members voting yes. Motion carried.

Motion # 070-2012 **Community Foundation**
 Motion by Reidburn and seconded by Pollock to approve the Community Foundation's request to allow voluntary designation of \$1.00 on resident's utility bill. The Foundation would be responsible to advertise this donation and provide the authorization form. All members voting yes. Motion carried.

Motion # 071-2012 **Executive Session**
 Motion by Heim and seconded by Binger to enter into executive session for contractual and personnel issues, SDCL 1-25-2.1 and 4. All members voting yes. Motion carried.

Executive session began at 7:40 pm and ended at 7:47 pm.

Motion # 072-2012

Adjourn

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

Meeting adjourned at 7:48 pm.

This institution is an equal opportunity provider, and employer.

Mayor Larry Dreher

Attest: Finance Officer Jackie Luttrell
(seal)

Published once at the approximate cost of _____.

City of Clark
Joint City Council & Board of Adjustment Meeting
8:00 PM

Call to order: The Clark City Council and Board of Adjustment met in joint session on May 7, 2012 at 8:00 pm in the City Hall Council Room.

Council Members Present: Terry Binger, Belinda Hanson, Kerry Kline, Lon Reidburn, Louann Streff and Tony Woodland.

Others Present: Mayor Larry Dreher, Finance Officer Jackie Luttrell, City Attorney Chad Fjelland, Bill Krikac and Randy Gruenwald.

Mayor Dreher called the meeting to order at 8:11 pm.

Finance Officer Luttrell presented a variance request by Dakota Butcher, 99 S. Commercial St., to build an addition at Lot 1 South City Park Addition closer to property line than HC Zoning permits – front yard closer than 25 ‘and even with existing building and side yard closer than 10’ closer to property line. All variance requirements have been met according to Zoning Code 11.17.03.1.e. Randy Gruenwald was in attendance on behalf of Dakota Butcher.

Motion by Binger and seconded by Streff to approve the variance application from Dakota Butcher to allow the structure to be built closer to the Highway Commercial zoning guidelines. All members voting yes. Motion carried.

Motion by Binger and seconded by Streff to close the Board of Adjustment meeting and re-open the regular city council meeting. All members voting yes. Motion carried.

Meeting adjourned at 8:19 pm.

This institution is an equal opportunity provider, and employer.

Mayor Larry Dreher

Attest: Finance Officer Jackie Luttrell
(seal)

Published once at the approximate cost of _____.

City of Clark Council Meeting
May 7, 2012
7:00 PM

Call to order: The Clark City Council met in session on May 7, 2012 at 7:00 pm in the City Hall Council Room.

Council Members Present: Terry Binger, Roberta Heim, Kerry Kline, John Pollock, Lon Reidburn and Louann Streff.

Others Present: Mayor Larry Dreher, Finance Officer Jackie Luttrell, City Attorney Chad Fjelland, Bill Krikac, Darin Altfillisch, Roger Collins, Loren Stanley, Belinda Hanson, Tony Woodland, Troy Grensberg, Randy Gruenwald, Janet Gehrke and the local Girl Scout troop.

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

Motion # 073-2012 **Adopt Agenda**
Motion by Pollock and seconded by Reidburn to adopt the agenda. All members voting yes. Motion carried.

Motion # 074-2012 **Approve Minutes**
Motion by Heim and seconded by Streff to approve the council meeting minutes from April 2, 2012. All members voting yes. Motion carried.

Motion # 075-2012 **Approve Financial Statements**
Motion by Binger and seconded by Heim to approve the financial statements. All members voting yes. Motion carried.

Motion # 076-2012 **Forest Excavating Contractual**
Motion by Binger and seconded by Streff to approve going into executive session to discuss an appeal on a partially denied claim with Forest Excavating. All members voting yes. Motion carried.

Executive session began at 7:02 and ended at 7:14 pm.

Motion # 077-2012 **Forest Excavating Invoice**
Motion by Binger and seconded by Streff to pay the unpaid balance on the previously reduced claim (motion # 056-2012) from Forest Excavating. All members voting yes. Motion carried.

Motion # 078-2012 **Govt Bldg Reserve Transfer**
Motion by Kline and seconded by Binger to supplement the Parks department by \$2,204.24 for the improvements to the old recycling building (\$1,607.82 Gruenwald Electric, \$371.37 J&J Heating and \$225.05 Pro Build); funds coming from the Restricted from Government Building Reserve. All members voting yes. Motion carried.

Motion # 079-2012

Pay Request #3 A-Tech

Motion by Pollock and seconded by Reidburn to approve Pay Request #3 for the Cloud Street & 5th Ave Relining project to A-Tech for \$18,114.30 after funds are drawn from by Rural Development loan. All members voting yes. Motion carried.

Motion # 080-2012

Approve Claims

Motion by Reidburn and seconded by Heim to approve the following claims. All members voting yes. Motion carried.

Additional April Claims			
#	To	For	Amount
100	A-Tech Sewer	construction	\$20,925.00
558	Dacotah Bank	professional fees	\$36.10
559	City of Clark	utilities	\$46.85
560	SD Dept of Revenue	sales tax	\$19.35
561	Wellmark BCBS	insurance	\$3,675.56
566	EFTPS	941 taxes	\$1,894.13
4/16/2012	Water Dept.	payroll	\$855.69
Payroll	Sewer Dept.	payroll	\$855.69
	Govt Bldg	payroll	\$103.22
	Streets Dept.	payroll	\$2,094.52
	Finance Office	payroll	\$1,123.33
	Sanitation Dept.	payroll	\$718.55
	Library	payroll	\$420.51
	Transit	payroll	\$635.31
	Mayor	payroll	\$176.01
	Parks Dept.	payroll	\$319.26
568	EFTPS	941 taxes	\$2,221.36
4/30/2012	Water Dept.	payroll	\$1,016.06
Payroll	Sewer Dept.	payroll	\$1,016.06
	Govt Bldg	payroll	\$103.22
	Streets Dept.	payroll	\$1,968.35
	Finance Office	payroll	\$1,369.98
	Sanitation Dept.	payroll	\$713.00
	Library	payroll	\$363.90
	Transit	payroll	\$618.39
	Mayor	payroll	\$176.01
	Parks Dept.	payroll	\$328.48
	Teener	payroll	\$686.37
21110	The US Life Insurance Co.	insurance	\$21.30
21111	Cook's Wastepaper	utilities	\$43.61
21112	A&B Business	maintenance	\$60.31
21113	Cook's Wastepaper	April garbage collections	\$5,370.25

City Council Meeting – May 7, 2012

#	To	For	Amount
21114	City of Clark	deposit applied to bill	\$84.00
21115	Virginia Zuraff	water deposit refund	\$16.00
21116	Clark Community Oil	supplies	\$2,675.54
21117	Clark Rural Water	materials	\$13,759.80
21118	Menards	supplies	\$269.94
21119	Troy Knutson	refund overpayment	\$15.00
21120	Roger Collins	travel and meals	\$90.59
21121	Denise Caulfield	water deposit refund	\$31.55
21122	City of Clark	deposit applied to bill	\$68.45
21123	Cardmember Services	travel	\$69.00
21124	State of SD VFW	registration	\$125.00
21125	SD Retirement Systems	retirement	\$2,914.94
21126	Account Mngt.	garnish	\$45.00
21127	Credit Collections Bureau	garnish	\$28.20
21128	AAA	garnish	\$128.10
21129	City of Clark	deposit applied to bill	\$100.00
21130	AT&T	utilities	\$99.31
21131	Petty Cash	supplies	\$83.24

May Claims

To	For	Amount
A&B Business	maintenance	\$75.16
AFLAC	insurance	\$131.80
American Family Insurance	insurance	\$11.00
A-OX Welding	supplies	\$31.70
Butler CAT	repairs	\$2,188.98
Cask & Cork	liquor	\$3,961.25
City of Clark	maintenance	\$10.20
City of Clark	utilities	\$63.40
Clark County Courier	advertising	\$220.25
Clark Co. Highway Dept	supplies	\$2,515.73
Clark Co. Historical Society	subsidy	\$560.00
Clark Co. Treasurer	police protection	\$7,957.60
Clark Flower & Gift	supplies	\$50.00
Clark Sales	advertising	\$20.00
Cole Papers	supplies	\$196.68
Cook's Wastepaper	utilities	\$43.61
Credit Bureau of Wtn	professional fees	\$55.70
Dacotah Bank	subsidy	\$6,477.47
Dacotah Bank	credit card fees	\$39.85
Dakota Electronics	supplies	\$282.75
Dekker Hardware	supplies	\$574.60

City Council Meeting – May 7, 2012

To	For	Amount
Ellwein Brothers	liquor	\$14,710.35
Fjelland Law Office	legal fees	\$430.00
Forest Excavating	supplies	\$234.60
Forest Excavating	repairs	\$2,494.16
Greenfield's Short Stop	supplies	\$255.29
Gruenwald Electric	maintenance	\$1,692.00
ITC	utilities	\$355.05
J&J Heating & A/C	maintenance	\$371.37
Jackie Luttrell	subsidy	\$50.00
Johnson Brothers	liquor	\$9,164.87
Ken's	supplies	\$24.16
Literary Guild	books	\$138.96
Mack's	supplies	\$442.75
Midwest Alarm	professional fees	\$261.25
Milbank Communications	professional fees	\$365.00
Milbank Winwater	supplies	\$9,996.11
Moritz Publishing	supplies	\$203.20
New Dimension	mowing	\$1,500.00
Northwestern Energy	utilities	\$5,531.35
Olson Auto Parts	repairs - Fire Dept	\$550.35
Olson Auto Parts	repairs	\$127.93
Oscar's Machine Shop	repairs	\$872.70
Pitney Bowes	supplies	\$65.44
Porter Distributing	liquor	\$2,816.95
Pro Build	supplies	\$714.62
Rae Jean Flora	subsidy	\$30.00
Republic National	liquor	\$8,570.19
Ritter's Repair	repairs	\$490.68
Roy's Sport Shop	supplies	\$119.98
SD Assoc of Rural Water	professional fees	\$420.00
SD Dept of Revenue	water testing	\$202.00
SD Dept of Revenue	sales tax	\$211.51
SD Municipal League	registration	\$150.00
SD One Call	professional fees	\$14.70
SD Rural Development	sewer revenue bond #1	\$787.00
SD Rural Development	water revenue bond	\$908.00
SD Rural Development	sewer revenue bond #2	\$1,307.00
Share Corp.	supplies	\$174.20
Star Laundry	maintenance	\$65.15
The Tree Farm	supplies	\$139.80
True North Steel	supplies	\$237.80
Watertown Rec Ctr.	professional fees	\$1,017.60

City Council Meeting – May 7, 2012

To	For	Amount
WW Tire Service	repairs	\$194.00
Westside Implement	equipment	\$2,385.00
Woodring Plumbing	maintenance	\$172.89

Motion # 081-2012 **Shop Bathroom Repairs**
 Motion by Binger and seconded by Kline to approve the low quotes from Dave Warren and Woodring Plumbing to make the repairs to the bathroom at the shop/fire hall. All members voting yes. Motion carried.

Bid Opening Surplus Land, Tract 5892

At 7:19 pm, the advertised public bid opening was done for the surplus land, Tract 5892. One bid was received from Clark Community Oil for \$2,500.00.

Motion # 082-2012 **Accept Surplus Land Bid**
 Motion by Binger and seconded by Pollock to accept the bid from Clark Community Oil for \$2,500.00 for the surplus land, Abandoned Right of Way in S ½ SW ¼ 6-116-57 (Refer WWW65) Irregulars Clark (Tract 5892). All members voting yes. Motion carried.

Bid Opening for Used Dump Truck & Side Dump

At 7:30 pm, the advertised public bid opening was done for a used dump truck and used side dump. The following bids were received:

I State Truck Center	Boyer Trucks
<ul style="list-style-type: none"> • 2003 Sterling AT 9513 \$27,500 • 2001 International 4900 \$23,650 	<ul style="list-style-type: none"> • 2007 Smithco 36' Side Dump \$44,880 • 2006 Sterling AT 9513 \$44,700 • 2004 International 9200i \$32,500 • 1996 Volvo 16' Dump Truck \$24,950

Motion # 083-2012 **Side Dump Bid**
 Motion by Binger and seconded by Kline to approve the bid from Boyer Trucks for the 2007 Smithco 36' Side Dump for \$44,880. Voting in favor Binger, Hanson, Streff, Kline and Woodland. Opposed Reidburn. Motion carried.

Motion # 084-2012 **Accept Pollock Resignation**
 Motion by Binger and seconded by Streff to accept John Pollock's resignation as Ward III council. All members voting yes. Motion carried.

At this time, John Pollock and Roberta Heim were thanked for their years of service and the new council took over.

Oath of Offices

Oaths of offices were done for the following council members:
 Belinda Hanson, Ward I, 3 year term through May 2015
 Louann Streff, Ward II, 3 year term through May 2012
 Kerry Kline, Ward II, 2 year term through May 2014
 Tony Woodland, Ward III, appointed to 1 year term through May 2015

Motion # 085-2012

Council President

Motion by Reidburn and seconded by Binger to elect Louann Streff as Council President.
All members voting yes. Motion carried.

Motion # 086-2012

Council Vice President

Motion by Kline and seconded by Streff to elect Terry Binger as Council Vice President.
All members voting yes. Motion carried.

Motion # 087-2012

Mayor Appointments

Motion by Kline and seconded by Binger to approve the Mayor appointments as follows.
All members voting yes. Motion carried.

**Year 2012
Mayor Larry Dreher Appointments**

Streets, Alleys, Sidewalks	Terry Binger
American Disabilities Act	Belinda Hanson
Pool.....	Larry Dreher
Rubble Site	Lon Reidburn
City Parks	Terry Binger
Water & Sewer	Larry Dreher
Fire Dept. & Emergency Management.....	Tony Woodland
Zoning Officer	Kerry Kline
Finance Dept	Belinda Hanson
Liquor Officer	Kerry Kline
Med Van	Louann Streff
Recreation Director, Softball & Baseball Complex.....	Lon Reidburn
Government Buildings.....	Tony Woodland
City Attorney	Chad Fjelland
Health Officer	Anna Alfonso
Finance Officer.....	Jackie Luttrell

Library Board (3 year term)

- Joyce Warren – 2013
- Bev Kluess – 2013
- Carolyn Harding –2015 (renew)
- Marlys Moritz – 2014
- Patti Lamb – 2014
- Belinda Hanson – council representative

Park Board

- Carmen Kloster
- Dorcas Protexter
- Rae Jean Flora

Clark Housing & Redevelopment Board (5 year term)

- Bruce Brekke – 2014

Bill Krikac – 2013
Sandy Altfillisch – 2017 (renew)
Bob Schlueter – 2016
Jerry Jacobson – 2015
Teresa Kaufman - Secretary

No public input

Department Updates

Department updates were started by Altfillisch, Collins, Luttrell and Stanley. At 8:00 pm, the schedule public hearings were held.

Public Hearing Special Event Liquor License

At 8:00, the advertised public hearing was held to hear the request for two special event liquor licenses. No public in attendance to voice opinion.

Motion # 088-2012

Special Event License

Motion by Binger and seconded by Kline to approve a special event liquor license for the Clark Legion for June 9 – 10 from 3 pm to 2 am and July 14 from 6 - 11 pm. All members voting yes. Motion carried.

Being 8:00 pm, council held the scheduled public hearing and Board of Adjustment meeting. The meeting began at 8:11 pm and ended at 8:19 pm.

The local Girl Scout troop addressed the council requesting permission to run the softball field concession stand as a fund raiser for their troop.

Motion # 089-2012

Girl Scouts & Softball Concession Stand

Motion by Streff and seconded by Reidburn to allow the local Girl Scout troop to run the softball concession stand for the 2012 summer rec season. All members voting yes. Motion carried.

Department updates continued. Collins will spray for weeds at the parks. Rural Water Association will return to locate water leaks. Videos were shown of infiltration leaks on S. Cloud Street. A new water reading system and software package will cost \$10, 850. Sheriff report was reviewed.

Motion # 090-2012

Approve Department Updates

Motion by Binger and seconded by Hanson to approve the department updates. All members voting yes. Motion carried.

Long Term Care Group Policy

Luttrell presented a group long term care policy from New York Life. No interest at this time.

Motion # 091-2012 **Clark Legion Malt Beverage License**

Motion by Binger and seconded by Hanson to approve the malt beverage license for the Clark American Legion. All members voting yes. Motion carried.

Motion # 092-2012 **Clark Lanes Malt Beverage License**

Motion by Kline and seconded by Streff to approve the malt beverage license for the Clark Lanes. Members voting in favor Binger, Hanson, Kline, Reidburn and Streff. Woodland abstained due to conflict. Motion carried.

Motion # 093-2012 **Sportsman Operating Agreement**

Motion by Binger and seconded by Hanson to approve the operating agreement for the Sportsman. All members voting yes. Motion carried.

Motion # 094-2012 **Time Out Operating Agreement**

Motion by Reidburn and seconded by Streff to approve the operating agreement for the Time Out. All members voting yes. Motion carried.

Motion # 095-2012 **Split Operating Agreement**

Motion by Kline and seconded by Binger to approve to split the liquor license and operating agreement between the Clark Golf Course and Clark Lanes allowing the Golf Course to sell liquor April – September and Clark Lanes to sell October to March. All members voting yes. Motion carried.

Motion # 096-2012 **Free Dump**

Motion by Reidburn and seconded by Hanson to approve free dump day on May 12 for the Rotary Citywide Clean Up Day. All members voting yes. Motion carried.

Motion # 097-2012 **Insurance Property Valuations**

Motion by Binger and seconded by Reidburn to approve the revised replacement costs for city property and the \$105/annual premium increase. All members voting yes. Motion carried.

Economic Development Coordinator

Mayor Dreher gave an update on the ongoing meetings in deciding if a county wide economic development coordinator is feasible for Clark County. Dreher and Luttrell attended a meeting with the county commissioners to hear Spink County's Community Development Director, Craig Johnson, speak. His thoughts were relayed to the council.

Motion # 098-2012 **Surplus Land**

Motion by Binger and seconded by Streff to approve to surplus the west 57' of Lot 2 South City Park Addition and declare three real property owners for appraisal as John Olson, Dick Hilmoie and Bruce Brekke. Sealed bids will be opened at the June meeting. All members voting yes. Motion carried.

Motion # 099-2012 **Executive Session**

Motion by Binger and seconded by Hanson to enter into executive session for contractual and personnel issues, SDCL 1-25-2.1 & 4. All members voting yes. Motion carried.

Executive session began at 9:05 pm and ended at 9:50 pm.

Motion # 100-2012

Adjourn

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

Meeting adjourned at 9:51 pm.

This institution is an equal opportunity provider, and employer.

Mayor Larry Dreher

Attest: Finance Officer Jackie Luttrell
(seal)

Published once at the approximate cost of _____.

**City of Clark Council Meeting
June 4, 2012
7:00 PM**

Call to order: The Clark City Council met in session on June 4, 2012 at 7:00 pm in the City Hall Council Room.

Council Members Present: Terry Binger, Belinda Hanson, Kerry Kline, Tony Woodland, Lon Reidburn and Louann Streff.

Others Present: Mayor Larry Dreher, Finance Officer Jackie Luttrell, Darin Altfillisch, Roger Collins, Loren Stanley, Bill Krikac, Mike Woodland, Susan Stulc, Mike O'Neill, John Howardson, Paul Herman, Bob Bjerke and Bob Benson.

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

Motion # 101-2012

Adopt Agenda

Motion by Binger and seconded by Streff to adopt the agenda. All members voting yes.
Motion carried.

Public Input

Hanson passed along concerns from citizens about the sirens not going off during Friday's storm.

Split Liquor License

Representatives from the Clark Golf Course and Clark Lanes were present to discuss their concerns with the split liquor license. Mayor Dreher reminded those present of who he discussed this with and their verbal agreement to the change. Need to research laws to make the best use of the license amongst both parties.

Surplus Land

Being 7:30 pm, bids were opened for the surplus land – West 57' of Lot 2 South City Park Addition. One bid was received from Randy Gruenwald for \$510.

Motion # 102-2012

Sell Surplus Land

Motion by Binger and seconded by Hanson to accept the bid from Randy Gruenwald for \$510 for the West 57' of Lot 2 South City Park Addition. All members voting yes.
Motion carried.

East Pasture Haying Auction

As scheduled in the public notice, an auction was held to bid on the haying rights for the East Pasture. Bob Benson and Bob Bjerke were present to bid.

Motion # 103-2012

East Pasture Haying Rights

Motion by Binger and seconded by Hanson to accept \$850 as the highest bid from Bob Benson for haying the East Pasture, and to authorize the Mayor to enter into the 2012 contract. All members voting yes. Motion carried.

Department Updates

Updates given by Altfillisch, Collins, Stanley and Luttrell. Community Room roof still leaking, need to go back to Gruenwald Construction to get fixed. The City dump passed state inspection. Pool opened over the weekend. County will assist city to oil Pebble Beach and parts of 2nd Ave NE.

Motion # 104-2012

Surplus Cabinet

Motion by Kerry and seconded by Binger to surplus an old cabinet and name the three real property owners to appraise its value – Clay Yoeman, Greg Furness and Janell Holzwarth. Sealed bids will be opened at the July 2 council meeting. All members voting yes. Motion carried.

Motion # 105-2012

Surplus Dump Truck

Motion by Streff and seconded by Reidburn to surplus the maroon dump truck and authorize its sale at the September Clark Sales auction. All members voting yes. Motion carried.

Motion # 106-2012

Rescind Motion

Motion by Binger and seconded by Kline to rescind motion 018-2012. All members voting in yes. Motion carried.

Motion # 107-2012

Building Improvements

Motion by Binger and seconded by Kline to make improvements to the old recycling building with spray insulation. Voting in favor – Binger, Kline, Hanson, Streff and Woodland. Reidburn opposed. Motion carries.

Motion # 108-2012

Approve Department Updates

Motion by Streff and seconded by Woodland to approve the department updates. All members voting yes. Motion carried.

Motion # 109-2012

Approve Council Minutes

Motion by Binger and seconded by Kline to approve the council meeting minutes from May 7, 2012. All members voting yes. Motion carried.

Motion # 110-2012

Approve Board of Adjustment Minutes

Motion by Binger and seconded by Hanson to approve the Board of Adjustment meeting minutes from May 7, 2012. All members voting yes. Motion carried.

Motion # 111-2012

Approve Financial Statements

Motion by Reidburn and seconded by Streff to approve the financial statements. All members voting yes. Motion carried.

Motion # 112-2012

Approve Claims

Motion by Binger and seconded by Hanson to approve the following claims. All members voting yes. Motion carried.

Additional May Claims

#	To	For	Amount
101	A-Tech	Pay Request # 3	\$18,114.30
5/14/2012	Water Dept	payroll	\$980.47
Payroll	Sewer Dept.	payroll	\$980.48
	Govt Bldg	payroll	\$93.78
	Street Dept.	payroll	\$1,983.44
	Finance Office	payroll	\$1,123.31
	Sanitation	payroll	\$740.68
	Library	payroll	\$448.09
	Transit	payroll	\$602.20
	Mayor	payroll	\$176.01
	Parks	payroll	\$319.26
	Summer Rec	payroll	\$686.37
572	Wellmark BCBS	insurance	\$3,675.56
573	EFTPS	941 taxes	\$2,147.15
5/25/2012	Water Dept	payroll	\$929.22
	Sewer Dept.	payroll	\$929.23
	Govt Bldg	payroll	\$103.22
	Street Dept.	payroll	\$2,000.00
	Finance Office	payroll	\$1,152.21
	Sanitation	payroll	\$805.56
	Library	payroll	\$392.20
	Transit	payroll	\$716.92
	Mayor	payroll	\$176.01
	Parks	payroll	\$325.10
	Summer Rec	payroll	\$471.75
577	EFTPS	941 taxes	\$2,088.55
21190	Clark Rural Water	materials	\$14,014.80
21191	Cook's Wastepaper	garbage	\$5,469.46
21192	Clark Community Oil	supplies	\$1,551.68
21193	Milbank Communication	reissued check	\$365.00
21194	The US Life Insur Co.	insurance	\$18.30
21195	SD Dept of Revenue	licenses	\$300.00
21196	SD Retirement Systems	retirement	\$1,939.78
21197	Account Mngt	garnish	\$30.00
21198	AAA	garnish	\$26.82
21199	Credit Collections Bureau	garnish	\$18.80

City Council Meeting – June 4, 2012

#	To	For	Amount
21200	I State Truck Center	equipment	\$12,000.00
6/1/2012	Council Payroll	payroll	\$2,540.67
579	EFTPS	941 taxes	\$495.06
580	Dacotah Bank	supplies	\$45.03

New June Claims

To	For	Amount
Adolph Kiefer	swimsuits	\$551.89
AFLAC	insurance	\$131.80
American Family Insur	insurance	\$11.00
A-OX Welding	supplies	\$10.80
AT&T Mobility	utilities	\$91.76
Baker & Taylor	books	\$15.80
Best Roofers	repairs	\$100.00
Cardmember Services	supplies	\$98.86
Cask & Cork	liquor	\$2,851.33
City of Clark	supplies	\$3.74
Clark Community Oil	supplies	\$1,763.31
Clark Co. Courier	advertising	\$488.89
Clark Co. Farmers Elevator	supplies	\$265.00
Clark Co. Historical Society	subsidy	\$560.00
Clark Co. Treasurer	police protection	\$7,957.60
Clark Flower & Gift	supplies	\$41.29
Colonial Research	supplies	\$1,915.36
Cook's Wastepaper	utilities	\$43.61
Credit Bureau of Watertown	professional fees	\$25.00
Dacotah Bank	subsidy	\$6,477.47
David Warren	repairs	\$4,649.40
Dekker Hardware	supplies	\$797.57
Ecolab	maintenance	\$81.00
Ellwein Brothers	liquor	\$14,383.10
Fjelland Law Office	legal fees	\$460.00
F.J. McLaughlin Co.	maintenance	\$3,096.50
Forest Excavating	repairs	\$2,354.67
Hawkins	supplies	\$8,592.29
HD Supply Waterworks	repairs	\$289.52
ITC	utilities	\$360.62
Jackie Luttrell	subsidy	\$50.00
Johnson Brothers	liquor	\$10,126.85
Kandace Kolden	mileage	\$69.93
Ken's	supplies	\$15.21

City Council Meeting – June 4, 2012

To	For	Amount
Mackenzie Huber	mileage	\$93.24
Mack's Standard	supplies	\$389.95
Menards	repairs	\$138.80
Milbank Winwater	parts	\$851.94
Moeller Sheet Metal	maintenance	\$127.02
Morgan Huber	mileage	\$46.62
Northwestern Energy	utilities	\$5,453.50
Olson Auto Parts	supplies	\$17.52
Olson Motor Co.	supplies	\$7.09
Oscar's Machine Shop	repairs	\$539.61
Overdrive	professional fees	\$350.00
Petty Cash	supplies	\$42.66
Quill	supplies	\$176.03
Pitney Bowes	meter rental	\$162.00
Porter Distributing	liquor	\$3,956.25
Rae Jean Flora	subsidy	\$30.00
Republic National	liquor	\$10,326.76
SD Assoc of Rural Water Systems	professional fees	\$650.00
SD DENR	professional fees	\$600.00
SD Dept of Revenue	water testing	\$202.00
SD Public Assurance Alliance	insurance	\$86.00
SD Rural Development	sewer revenue bond	\$787.00
SD Rural Development	sewer revenue bond #2	\$1,307.00
SD Rural Development	water revenue bond	\$908.00
Star Laundry	maintenance	\$130.30
The Literary Guild	books	\$45.72
The Tree Farm	landscape	\$77.40
The US Life Insurance Co.	insurance	\$18.30
USA Blue Book	supplies	\$1,243.30
Westside Implement	parts	\$148.44
Woodring Plumbing	repairs	\$1,982.12

Motion # 113-2012

Approve Sheriff Report

Motion by Kline and seconded by Reidburn to approve the sheriff's report. All members voting yes. Motion carried.

Motion # 114-2012

Streets Restricted & Contingency Transfer

Motion by Binger and seconded by Woodland to approve to transfer the \$10,000 Streets Restricted Fund to the Streets Department budget supplement and transfer \$34,880 from contingency to Streets department budget for the purchase of the side dump. All members voting yes. Motion carried.

Motion # 115-2012

Rural Development Loan Draw

Motion by Hanson and seconded by Streff to approve the Rural Development loan draw down to pay the Clark Engineering bill of \$4,506.94 for the Cloud Street Sewer Project. All members voting yes. Motion carried.

ICS Classes

Clark County Emergency Manger, Jason Coenen addressed the council on the federal and FEMA grant requirements. New council members are required to take ICS 100, 200 & 700 online classes. In addition, the Mayor and Finance Officer must attend ICS 300 and 400 classroom training that are 16 and 8 hours respectively. Coenen also discussed grants available for permanently placed speed signs. Council interested in pursuing this grant. Coenen informed council that the storm sirens are operated by the Fire Department.

Motion # 116-2012

Legion Baseball

Motion by Reidburn and seconded by Binger to donate \$1,500.00 to the Clark American Legion to support the Legion baseball program. All members voting yes. Motion carried.

Motion # 117-2012

Malt Beverage License

Motion by Kline and seconded by Hanson to approve the Clark Fire Department to sell malt beverages on June 30 from 4 pm – 2 am at the Street Dance under the Time Out's license. All members voting yes. Motion carried.

Motion # 118-2012

Tear Down

Motion by Streff and seconded by Reidburn to approve to tear down the house 307 N. Kansas at no cost to the owner. Tear down will happen shortly after September 1. All members voting yes. Motion carried.

Economic Development Coordinator

Mayor Dreher reported that a meeting is being scheduled, no news to report at this time.

Motion # 119-2012

Executive Session

Motion by Binger and seconded by Kline to enter into executive session for contractual and personnel issues, SDCL 1-25-2.1 & 4. All members voting yes. Motion carried.

Executive session began at 8:36 pm and ended at 9:40 pm.

Motion # 120-2012

Adjourn

Motion by Kline and seconded by Woodland to adjourn. All members voting yes. Motion carried.

Meeting adjourned at 9:41 pm.

This institution is an equal opportunity provider, and employer.

Mayor Larry Dreher

Attest: Finance Officer Jackie Luttrell
(seal)

Published once at the approximate cost of _____.

**Joint City Council & Board of Adjustment Meeting
July 2, 2012 – 8:00 pm**

Call to order: The Clark City Council and Board of Adjustment met in session on July 2, 2012 at 8:00 pm in the City Hall Council Room.

Council Members Present: Terry Binger, Belinda Hanson, Kerry Kline, Tony Woodland, Lon Reidburn and Louann Streff.

Others Present: Mayor Larry Dreher, Finance Officer Jackie Luttrell, City Attorney Chad Fjelland, Bill Krikac, Jorgan Bjerke and Bob Bjerke.

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

Finance Officer Luttrell presented a conditional use application by Jorgan Bjerke to operate a home business – daycare at 219 N. Clinton Street, legal description: Except the S 67' of Lots 12 & 13 Block 7 W.H. Lambs Addition. All conditional use requirements have been met according to Zoning Code 11.17.02.f. Jorgan Bjerke was in attendance and has gotten signature of at least 50% of the landowners within 250' of said property.

Motion by Hanson and seconded by Reidburn to approve the conditional use permit for Jorgan Bjerke to operate a daycare at 219 N. Clinton Street. All members voting yes. Motion carried.

Jay Blair, residing at 517 1st Ave East, made request to the Board of Adjustment to build a fence out of a “used” materials. According to the Zoning Guidelines, 11.18.02.4, when individuals wish to utilize a “used”- not first time installation fencing materials, approval is required by the Board of Adjustment. Mr. Blair brought along a sample of the material.

Motion by Binger and seconded by Hanson to approve Jay Blair to build a fence with the “used” material that he presented to the Board of Adjustment. All members voting yes. Motion carried.

Motion by Kline and seconded by Binger to close the Board of Adjustment meeting and re-enter into the City Council meeting. All members voting yes. Motion carried.

Meeting adjourned at 8:12 pm.

This institution is an equal opportunity provider, and employer.

Mayor Larry Dreher

Attest: Finance Officer Jackie Luttrell
(seal)

Published once at the approximate cost of _____.

**City of Clark Council Meeting
July 2, 2012
7:00 PM**

Call to order: The Clark City Council met in session on July 2, 2012 at 7:00 pm in the City Hall Council Room.

Council Members Present: Terry Binger, Belinda Hanson, Kerry Kline, Lon Reidburn, Louann Streff and Tony Woodland.

Others Present: Mayor Larry Dreher, Finance Officer Jackie Luttrell, City Attorney Chad Fjelland, Bill Krikac, Roger Collins, Loren Stanley, Barbara Fleshman, Jorgan Bjerke, Bonnie Brinker and Jay Blair.

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

Motion # 121-2012

Adopt Agenda

Motion by Streff and seconded by Reidburn to adopt the agenda. All members voting yes. Motion carried.

Public Input

Barbara Fleshman addressed the council regarding a dog bite she received on June 25 while on a walk on South Cloud Street. City Attorney Fjelland explained that she needs to sign a formal complaint to have a citation filed against the owner. The dog owner will be fined and the dog will be declared a vicious animal in which special regulations need to be followed by the owner. If owner does not comply, additional fines can be imposed.

The Playhouse will be having music behind the bar the night of Potato Day, August 4.

Bonnie Brinker addressed the council with a complaint for damages. She and her son drove out of her driveway this morning onto fresh oil from the chip sealing that was being done on North Commercial Street. She has been unable to get the oil cleaned off the two cars. Luttrell will file paperwork with insurance.

Department Updates

Updates given by Collins, Luttrell and Stanley. Altfillisch was absent working at the pool. Discussed options to manage sump pump water for the Pebble Beach residents. City working with the county exchanging labor for chip sealing city streets. Zoning and mowing enforcements continue.

Motion # 122-2012

Werdel Curb

Motion by Binger and seconded by Hanson to approve Travis Werdel to install curb on the north side of property. All members voting yes. Motion carried.

Motion # 123-2012

Approve Department Updates

Motion by Kline and seconded by Binger to approve the department updates. All members voting yes. Motion carried.

Being 7:30 pm, the published time to open bids for the surplus cabinets, Luttrell opened and read the following bids:

Paul & Kris Florey	\$650.00
Roger & Wanda Pletan	\$410.00
Roy Gjerde	\$515.00

Motion # 124-2012

Sell Surplus Cabinet

Motion by Kline and seconded by Woodland to sell the cabinet to the highest bidder, Paul & Kris Florey, for \$650.00. All members voting yes. Motion carried.

Motion # 125-2012

Approve Minutes

Motion by Reidburn and seconded by Binger to approve the Council Meeting Minutes from June 4, 2012. All members voting yes. Motion carried.

Motion # 126-2012

Approve Financial Statements

Motion by Binger and seconded by Streff to approve the financial statements. All members voting yes. Motion carried.

Motion # 127-2012

Approve Claims

Motion by Reidburn and seconded by Binger to approve the following claims. All members voting yes. Motion carried.

Additional June Claims

#	To	For	Amount
6/11/2012	Water Dept	payroll	\$892.08
Payroll	Sewer Dept	payroll	\$892.09
	Govt Bldg	payroll	\$93.78
	Pool	payroll	\$1,904.67
	Street Dept	payroll	\$1,953.20
	Finance Office	payroll	\$1,123.31
	Sanitation	payroll	\$786.19
	Library	payroll	\$392.20
	Transit	payroll	\$681.52
	Mayor	payroll	\$176.01
	Parks	payroll	\$991.27
	Teener	payroll	\$471.75
	Overtime & holiday pay included in the above: D. Altfillisch \$57.48, L. Stanley \$94.38, D. Schlagel \$56.06		
581	SD Dept of Revenue	May sales tax	\$80.68
582	Dacotah Bank	credit card fees	\$43.92
583	City of Clark	utilities	\$392.50

City Council Meeting – July 2, 2012

#	To	For	Amount
585	EFTPS	941 taxes	\$2,399.79
21262	NW Energy	utilities	\$15.05
21263	Clark Rural Water	materials	\$14,433.00
21264	Francis L. Dean & Assoc.	insurance	\$291.74
21265	Dacotah Bank	TIF 2 loan payment	\$2,771.10
21266	Cook's Wastepaper	garbage	\$5,536.36
21267	SD Govt HR School	conference	\$25.00
21268	Jackie Luttrell	travel expense	\$69.80
21269	Roger Collins	travel expense	\$9.00
21270	Loren Stanley	travel expense	\$209.00
21271	Rae Jean Flora	travel expense	\$58.21
21272	City of Clark	water deposit applied to bill	\$58.45
21273	Jason Coenen	water deposit refund	\$41.55
21274	SD Retirement Systems	retirement	\$1,958.16
21275	Account Mngt	garnish	\$30.00
21276	AAA Collections	garnish	\$26.82
21277	Credit Collections Bureau	garnish	\$18.80
591	EFTPS	941 taxes	\$2,764.51
6/25/2012			
Payroll	Water Dept	payroll	\$1,080.08
	Sewer Dept	payroll	\$1,080.09
	Govt Bldg	payroll	\$103.22
	Pool	payroll	\$2,979.51
	Street Dept	payroll	\$2,003.88
	Finance Office	payroll	\$1,155.33
	Sanitation	payroll	\$820.16
	Library	payroll	\$363.90
	Transit	payroll	\$563.95
	Mayor	payroll	\$176.01
	Parks	payroll	\$988.35
	Teener	payroll	\$471.75
	Overtime pay included in the above: D. Altfillisch \$603.54, R. Collins \$72.19, L. Stanley \$982.58		
21278	Warner Teeners	registration	\$100.00
21279	Petty Cash	supplies	\$101.07
21280	Ellwein Bro	liquor	\$1,854.15

New July Claims

To	For	Amount
A&B Business Inc	maintenance	\$188.61
Adolph Kiefer & Assoc	supplies	\$143.97
American Family Insurance	insurance	\$11.00
Area Spray Foam Inc.	maintenance	\$6,468.44

City Council Meeting – July 2, 2012

To	For	Amount
AT&T Mobility	utilities	\$91.76
Avera Queen of Peace	drug screening	\$195.80
Banyon Data Systems	professional fees	\$195.00
Cardmember Services	supplies	\$131.26
City of Clark	supplies	\$1,700.00
Clark County Courier	advertising	\$318.64
Clark Co. Farmers Elevator	spraying supplies	\$73.50
Clark Co. Highway Dept	supplies	\$5,159.38
Clark County Historical Society	subsidy	\$560.00
Clark County Treasurer	police protection	\$7,957.60
Clark Engineering	professional fees	\$2,634.88
Clark Rural Water Systems	supplies	\$12.20
Colonial Research	supplies	\$936.90
Cook's Wastepaper	utilities	\$43.61
Dacotah Bank	subsidy	\$6,477.47
Ellwein Brothers	liquor	\$25,157.65
Emma Adam	mileage	\$74.00
F.J. McLaughlin Co.	cold mix	\$2,814.90
First National Bank	SRF loan	\$6,940.29
First Response Emergency Equipment	supplies	\$295.00
Fjelland Law Office	legal fees	\$340.00
Forest Excavating	repairs	\$1,096.50
Hawkins	pool chemicals	\$4,756.69
Itron	maintenance	\$209.84
ITC	utilities	\$398.94
J&J Heating & A/C	repairs	\$251.89
Johnson Brothers	liquor	\$7,331.31
Literary Guild	books	\$45.72
Mack's	supplies	\$299.90
Milbank Winwater	supplies	\$948.84
M&T Fire & Safety	supplies	\$22.75
Moritz Publishing	supplies	\$138.80
New Dimension	maintenance	\$3,528.00
Northwestern Energy	utilities	\$7,729.79
Pitney Bowes	postage	\$769.99
Pitney Bowes	postage machine rental	\$393.00
Porter Distributing	liquor	\$5,670.70
Republic National	liquor	\$15,090.96
Ritter's Repair	repairs	\$227.00
Roy's Sports Shop	supplies	\$151.93
Sanford Health Occupational Medicine	drug screening	\$82.00
Sanford Laboratories	drug screening	\$38.43
SD Dept of Revenue	professional fees	\$278.00

City Council Meeting – July 2, 2012

To	For	Amount
SD Dept of Revenue	sales tax	\$316.96
SD Federal Property Agency	supplies	\$17.50
SD Rural Development	sewer revenue bond 1	\$787.00
SD Rural Development	water revenue bond	\$908.00
SD Rural Development	sewer revenue bond 2	\$1,307.00
Service Master	maintenance	\$131.04
Share Corp	supplies	\$327.07
Star Laundry	rug cleaning	\$65.15
Watertown Community Rec Ctr	training	\$50.00
Werdel Construction	repairs	\$275.00
Woodring Plumbing	repairs	\$208.08

Motion # 128-2012 **Approve Sheriff Report**
 Motion by Binger and seconded by Woodland to approve the sheriff report. All members voting yes. Motion carried.

Motion # 129-2012 **Resolution #800 Community Access Grant**
 Motion by Binger and seconded by Reidburn to approve Resolution #800 as follows. All members voting yes. Motion carried.

RESOLUTION #800

WHEREAS, it is the desire of the City of Clark to construct street improvements along Kansas Street; and

WHEREAS, the City of Clark agrees to provide a 40% local match for road construction costs, plus pay all engineering and administrative costs associated with said project; and

WHEREAS, the City of Clark will secure the required right-of-way for construction of the project; and

WHEREAS, the City of Clark agrees to maintain the road for its useful life;

THEREFORE BE IT RESOLVED, that the Clark City Council duly authorizes the submission of a SD Department of Transportation Community Access Grant application requesting 60% of the eligible road construction costs for the project;

THEREFORE BE IT FURTHER RESOLVED, that the Mayor of Clark be authorized to execute the grant application on behalf of the City.

Adopted and effective this 2nd day of July, 2012.

Larry Dreher, Mayor

ATTEST:

Jackie Luttrell, Finance Officer

Motion # 130-2012 **Street Dept. Budget Supplement**

Motion by Kline and seconded by Streff to supplement the street department budget by \$6, 570.32 for the improvements made to the bathroom at the shop and fire hall - \$3,285.16 coming from the Fire Department reimbursement and \$3,285.16 coming from the Government Building Reserve. All members voting yes. Motion carried.

Motion # 131-2012 **Catholic Church Celebration to Close Alley**

Motion by Binger and seconded by Hanson to approve closing off the alley behind St. Michael's Catholic Church, upon written consent of the affected neighbors, for the 125th parish anniversary and 60th anniversary church celebration on September 9, 2012. All members voting yes. Motion carried.

Motion # 132-2012 **Write off uncollectable water accounts**

Motion by Streff and seconded by Reidburn to write off the following uncollectable water accounts due to deceased account holder: 01-00001551-01-1 for \$777.84 and 01-00003844-00-0 for \$322.00. All members voting yes. Motion carried.

Librarian Retirement

Dorcas Protexter has informed the Library Board of her intent to retire this year. Luttrell explained that the Library Board has the hiring responsibility. The replacement librarian is paid by the City and eligible for part-time benefits through the city.

Motion # 133-2012 **Insurance Renewal**

Motion by Streff and seconded by Reidburn to renew the Wellmark health insurance plan. All members voting yes. Motion carried.

Being 8:00 pm, the advertised time for the Board of Adjustment meeting, the council began the scheduled meeting.

Motion # 134-2012 **Board of Adjustment**

Motion by Binger and seconded by Kline to enter the Board of Adjustment meeting to hear a conditional use application. All members voting yes. Motion carried.

Board of Adjustment meeting started at 8:00 pm and ended at 8:12 pm.

Motion # 135-2012 **Playhouse Operating Agreement**

Motion by Kline and seconded by Hanson to renew the operating agreement for the Playhouse effective August 4, 2012. All members voting yes. Motion carried.

Motion # 136-2012

SD Community Foundation Grant Application

Motion by Binger and seconded by Woodland to approve to be the fiscal sponsor for the Rotary Club to apply for a SD Community Foundation Grant Application. All members voting yes. Motion carried.

Motion # 137-2012

Executive Session

Motion by Binger and seconded by Streff to enter into executive session for contractual and personnel issues, SDCL 1.25-2.1 & 4. All members voting yes. Motion carried. Executive session began at 8:15 pm and ended at 9:06 pm

Motion # 138-2012

Adjourn

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

Meeting adjourned at 9:07 pm.

This institution is an equal opportunity provider, and employer.

Mayor Larry Dreher

Attest: Finance Officer Jackie Luttrell
(seal)

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**City of Clark Council Meeting
August 6, 2012
7:00 PM**

Call to order: The Clark City Council met in session on August 6, 2012 at 7:00 pm in the City Hall Council Room.

Council Members Present: Terry Binger, Belinda Hanson, Kerry Kline, Tony Woodland, Lon Reidburn and Louann Streff.

Others Present: Mayor Larry Dreher, Finance Officer Jackie Luttrell, City Attorney Chad Fjelland, Bill Krikac, Darin Altfillisch, Roger Collins, Loren Stanley, Steve Nelson and Sam Nelson.

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

Motion # 139-2012

Adopt Agenda

Motion by Kline and seconded by Reidburn to adopt the agenda. All members voting yes. Motion carried.

Public Input

Greg Furness was not in attendance but he wanted the city to waive camping fees for the Teener tournament. One camper paid, one did not. All campers should pay camping fees. Steve Nelson addressed the council on his concern on getting an auto read in his house. He is concerned about the waves emitted from the transmitter. He would like the option to opt out of getting an auto read.

Department Updates

Department updates given by Collins, Altfillisch and Luttrell.

Motion # 140-2012

Cloud St. Change Order

Motion by Binger and seconded by Streff to approve Change Order #5 for the Cloud Street & 5th Ave Sanitary Sewer project to seal off the remaining four leaks in the sewer line on Cloud Street at a cost of \$13,825 from A-Tech. All members voting yes. Motion carried.

Motion # 141-2012

Approve Department Updates

Motion by Woodland and seconded by Hanson to approve the department updates. All members voting yes. Motion carried.

Motion # 142-2012

Approve Minutes

Motion by Reidburn and seconded by Kline to approve the July 2, 2012 council meeting minutes and the July 2, 2012 Board of Adjustment meeting minutes. All members voting yes. Motion carried.

Motion # 143-2012

Approve Financial Statements

Motion by Hanson and seconded by Reidburn to approve the financial statements. All members voting yes. Motion carried.

Motion # 144-2012

Approve Claims

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

Additional July Claims

#	To	For	Amount
7/19/2012	Water Dept	payroll	\$1,037.95
Payroll	Sewer Dept	payroll	\$1,037.95
	Govt Bldg	payroll	\$93.87
	Pool	payroll	\$2,898.72
	Street Dept	payroll	\$1,981.47
	Finance Office	payroll	\$1,102.27
	Sanitation	payroll	\$749.44
	Library	payroll	\$420.51
	Transit	payroll	\$644.39
	Mayor	payroll	\$176.01
	Park dept	payroll	\$504.92
	Teener coach	payroll	\$471.75
	Overtime pay included in the above: D. Altfillisch \$570.01, R. Collins \$57.75, J. Luttrell \$15.58, L. Stanley \$35.39		
7/23/2012	Water Dept	payroll	\$1,032.37
Payroll	Sewer Dept	payroll	\$1,032.38
	Govt Bldg	payroll	\$103.22
	Pool	payroll	\$3,915.02
	Street Dept	payroll	\$1,933.87
	Finance Office	payroll	\$1,090.12
	Sanitation	payroll	\$801.18
	Library	payroll	\$392.20
	Transit	payroll	\$622.14
	Mayor	payroll	\$176.01
	Park dept	payroll	\$792.47
	Teener coach	payroll	\$471.15
	Overtime pay included in the above: D. Altfillisch \$589.17, L. Stanley \$5.90		
594	Dacotah Bank	professional fees	\$43.77
595	EFTPS	941 taxes	\$2,626.02
596	City of Clark	utilities	\$1,514.10
597	EFTPS	941 taxes	\$2,824.93
21332	Ellwein Brothers	liquor	\$15.05
21333	A-OX Welding	supplies	\$11.16
21334	Dekker Hardware	supplies	\$435.74

City Council Meeting – August 6, 2012

#	To	For	Amount
21335	The US Life Insurance Co.	insurance	\$18.30
21336	AFLAC	insurance	\$131.80
21337	Clark Rural Water Systems	materials	\$15,759.00
21338	Oscar's Machine Shop	repairs	\$238.86
21339	Clark Community Oil	supplies	\$1,413.56
21340	Flint Hills Resources	oil	\$17,821.93
21341	A&B Business	maintenance	\$58.19
21342	Ken's	supplies	\$277.45
21343	Olson Auto Parts	parts	\$425.62
21344	Pro Build	supplies	\$101.43
21345	Mortiz Publishing	supplies	\$122.50
21346	Moeller Sheet Metal	repairs	\$132.50
21347	Cook's Wastepaper	garbage collections	\$5,496.55
21348	Wellmark BCBS	insurance	\$8,645.40
21349	City of Clark	deposit applied to bill	\$100.00
21350	Weelborg Cystic Fibrosis Acct	registration	\$25.00
21351	Lew's Fireworks	fireworks	\$2,000.00
21352	City of Clark	deposit applied to bill	\$100.00
21353	Jackie Luttrell	subsidy	\$50.00
21354	Rae Jean Flora	subsidy	\$30.00
21355	Suntrust Mortgage	refund	\$9.00
21356	SD Retirement Systems	retirement contributions	\$2,002.18
21357	Account Mngt	garnish	\$30.00
21358	Credit Collections Bureau	garnish	\$18.80
21359	AAA Collections	garnish	\$26.82
21360	Petty cash	supplies	\$101.40
602	EFTPS	payroll taxes	\$2,380.54
8/6/2012	Water Dept	payroll	\$1,006.32
Payroll	Sewer Dept	payroll	\$1,006.31
	Govt Bldg	payroll	\$103.22
	Pool	payroll	\$1,916.82
	Street Dept	payroll	\$1,943.40
	Finance Office	payroll	\$1,090.11
	Sanitation	payroll	\$798.19
	Library	payroll	\$363.90
	Transit	payroll	\$714.25
	Mayor	payroll	\$176.01
	Park dept	payroll	\$737.88
	Overtime pay included in the above: D. Altfillisch \$402.36, L. Stanley \$23.60		

City Council Meeting – August 6, 2012

New August Claims

To	For	Amount
3D Specialties	supplies	\$348.62
A&B Business Inc.	maintenance	\$57.58
AFLAC	insurance	\$131.80
American Family Insurance	insurance	\$11.00
A-OX Welding	supplies	\$10.80
AT&T	utilities	\$88.84
A-Tech Sewer	maintenance	\$620.00
Baker & Taylor	books	\$39.25
Banyon Data Systems	professional fee	\$195.00
Bendix	supplies	\$99.99
Clark Chamber of Commerce	subsidy	\$500.00
Clark Co. Courier	advertising	\$208.90
Clark Co. Historical Society	subsidy	\$560.00
Clark Co. Treasurer	improvements	\$7,050.77
Clark Co. Treasurer	police protection	\$7,957.60
Clark Community Oil	supplies	\$1,388.83
Clark Doland Concrete	maintenance	\$864.00
Clark Hometown Variety	supplies	\$7.99
Colonial Research	supplies	\$901.52
Cook's Wastepaper	utilities	\$43.61
Credit Bureau of Wtn	professional fee	\$25.00
Dacotah Bank	professional fee	\$83.63
Dacotah Bank	subsidy	\$6,477.47
Dekker Hardware	supplies	\$492.14
Electrical Engineering & Equipment	repairs	\$159.00
Ellwein Brothers	liquor	\$18,333.35
F J McLaughlin Co.	maintenance	\$2,039.40
Fjelland Law Office	legal fees	\$150.00
Forest Excavating	repairs	\$3,003.90
Gruenwald Electric	repairs	\$711.01
Hawkins	supplies	\$13,100.13
HD Supply Waterworks	repairs	\$1,773.98
ITC	utilities	\$399.42
Jackie Luttrell	subsidy & travel	\$90.70
Jodi Hemiller	training	\$200.00
Johnson Brothers	liquor	\$13,882.00
Ken's	supplies	\$348.27
Kimlicka Construction	repairs	\$765.31
Liquid Engineering	maintenance	\$2,575.00
Mack's Standard	supplies	\$595.95

City Council Meeting – August 6, 2012

To	For	Amount
Midwest Alarm Co.	professional fee	\$261.25
Moritz Publishing	supplies	\$60.10
Northwestern Energy	utilities	\$7,479.10
Olson Auto Parts	supplies	\$44.54
Oscar's Machine Shop	repairs	\$1,359.34
Pheasantland Industries	supplies	\$145.68
Porter Distributing	liquor	\$4,222.85
Pro Build	supplies	\$151.84
Quill	supplies	\$302.55
Rae Jean Flora	subsidy	\$30.00
Republic National	liquor	\$9,300.38
Ritter's Repair	repairs	\$481.68
Roy's Sport Shop	supplies	\$159.98
SD Dept of Revenue	professional fee	\$293.00
SD One Call	professional fee	\$91.35
SD Rural Development	water revenue bond	\$908.00
SD Rural Development	sewer revenue bond #1	\$787.00
SD Rural Development	sewer revenue bond #2	\$1,307.00
Share Corp	supplies	\$1,207.21
Sign Pro	supplies	\$18.75
Star Laundry	maintenance	\$65.15
The US Life Insur Co.	insurance	\$18.30
Westside Implement	supplies	\$150.00
Woodring Plumbing	repairs	\$176.97

Motion # 145-2012 **Approve Sheriff Report**
 Motion by Reidburn and seconded by Woodland to approve the department updates. All members voting yes. Motion carried.

Motion # 146-2012 **Budget Supplement**
 Motion by Kline and seconded by Reidburn to approve a budget supplement to the Parks department from the Government Building funds for the improvements to the old med van building of \$6,468.44. All members voting yes. Motion carried.

Motion # 147-2012 **Health Officer**
 Motion by Streff and seconded by Hanson to replace the health officer to Joie Steffen. All members voting yes. Motion carried.

Motion # 148-2012 **2011 Audit**
 Motion by Kline and seconded by Reidburn to approve the William Neale & Co. to perform the 2011 audit at \$70.00/hour, not to exceed \$14,000. All members voting yes. Motion carried.

Motion # 149-2012

Librarian

Motion by Reidburn and seconded by Streff to approve the Library Board's recommendation to hire Samantha Nelson as the new part-time librarian at a pay of \$9.50/hour, start date August 27. All members voting yes. Motion carried.

Motion # 150-2012

Reschedule Meeting

Motion by Kline and seconded by Hanson to approve changing the September meeting to the 10th and October meeting to the 3rd. All members voting yes. Motion carried.

Motion # 151-2012

Executive Session

Motion by Hanson and seconded by Reidburn to enter into executive session for contractual and personnel issues, SDCL 1-25-2. 3&4. All members voting yes. Motion carried.

City Attorney Fjelland and Councilwoman Streff left and were not part of the executive session.

Executive session began at 7:35 pm and ended at 8:15 pm.

Motion # 152-2012

Police Chief

Motion by Binger and seconded by Kline to hire Jeremy Wellnitz as the city police chief at a pay of \$37,500/year, starting October 1. Role call vote was taken. Voting in favor Kline, Hanson, Woodland, Reidburn and Binger. No votes opposing the motion. Streff was absent. Motion carried.

Motion # 153-2012

Discontinue County Law Enforcement

Motion by Woodland and seconded by Hanson to discontinue to county law enforcement as of September 30, 2012. All present members voting in favor. Motion carried.

Motion # 154-2012

Adjourn

Motion by Kline and seconded by Reidburn to adjourn. All members voting yes. Motion carried.

Meeting adjourned at 8:21 pm.

This institution is an equal opportunity provider, and employer.

Mayor Larry Dreher

Attest: Finance Officer Jackie Luttrell
(seal)

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**Joint City Council & Board of Adjustment Meeting
September 10, 2012 – 8:00 PM**

Call to order: The Clark City Council and Board of Adjustment met in joint session on September 10, 2012 at 8:00 pm in the City Hall Council Room.

Council Members Present: Terry Binger, Belinda Hanson, Kerry Kline, Tony Woodland, Lon Reidburn and Louann Streff.

Others Present: Mayor Larry Dreher, Finance Officer Jackie Luttrell, City Attorney Chad Fjelland, Bill Krikac, Heather Johannsen, Steve Bethke and Ted Bethke.

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

Finance Officer Luttrell presented a variance request by Steve Bethke to allow occupancy of an accessory structure with maximum dimensions of greater than 30' x 36' and sidewalls of greater than 14' at the legal description Lots 3-5 Block 9 Albert Keeps First Addn, City of Clark, 305 1st Ave. W. All variance guidelines have been completed and property owner, Steve Bethke, was in attendance. Bethke explained his desire to build a combination shop and residence on the property. One neighbor, Harvey Spieker, was in attendance and voiced no concerns with the request.

Motion by Hanson and seconded by Kline to approve the variance request for Steve Bethke to allow occupancy of an accessory structure with maximum dimensions of greater than 30' x 36' and sidewalls of greater than 14'. All members voting yes. Motion carried.

Finance Officer Luttrell presented a variance request by Heather Johannsen to build a garage closer than 6' from the property line on her property at Lot 8 Block 1 Subdivision of Outlot D City of Clark, 112 S. Commercial St. All variance guidelines have been completed and property owner, Heather Johannsen, was in attendance. Johannsen explained she would like to replace her current garage with a bigger garage that would set right at the property line. No one was in attendance to voice concerns on this request.

Motion by Hanson and seconded by Reidburn to approve the variance request for Heather Johannsen to allow her garage to be built closer than 6' from the property line. All members voting yes. Motion carried.

Meeting adjourned at 8:10 pm.

This institution is an equal opportunity provider, and employer.

Larry Dreher, Mayor

Attest: Jackie Luttrell, Finance Officer

(seal)

Published once at the approximate cost of _____.

**City of Clark Council Meeting
September 10, 2012
7:00 PM**

Call to order: The Clark City Council met in session on September 10, 2012 at 7:00 pm in the City Hall Council Room.

Council Members Present: Terry Binger, Belinda Hanson, Kerry Kline, Tony Woodland, Lon Reidburn and Louann Streff.

Others Present: Mayor Larry Dreher, Finance Officer Jackie Luttrell, City Attorney Chad Fjelland, Bill Krikac, Darin Altfillisch, John Pollock, John Boyko, Heather Johannsen and David Kretzschmar.

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

Motion # 155-2012

Adopt Agenda

Motion by Streff and seconded by Reidburn to adopt the agenda. All members voting yes. Motion carried.

Public Input

John Pollock asked several questions to the council regarding their decision to return to city police. John Boyko addressed the council on his wish that the city change the city code to allow chickens in city limits without the need for council approval, as that is how the code is currently written. Council would like to hear the public's opinion on this matter and we will re-address this at the November meeting. David Kretzschmar also asked questions about the change to city police.

Department Updates

Updates given by Altfillisch and Luttrell. Collins was absent. Altfillisch needs a dehumidifier for the water plant that can handle the high humidity at a cost of \$4,433.91. Luttrell explained the Wastewater Treatment Facility Engineering Report from Clark Engineering is done and we will be meeting with them next week. Luttrell explained the options and the recommendation. Luttrell also explained that the RD construction funds of \$45,180 are available for sewer projects.

Motion # 156-2012

Approve Department Updates

Motion by Binger and seconded by Kline to approve the department updates. All members voting yes. Motion carried.

Motion # 157-2012

Grinder

Motion by Kline and seconded by Woodland to purchase a \$24,800 grinder for the sewer plant using remaining the RD construction funds. All members voting yes. Motion carried.

Motion # 158-2012

Approve Minutes

Motion by Binger and seconded by Streff to approve the council meeting minutes from August 6, 2012. All members voting yes. Motion carried.

Motion # 159-2012

Approve Financial Statements

Motion by Reidburn and seconded by Hanson to approve the financial statements. All members voting yes. Motion carried.

Motion # 160-2012

Approve Claims

Motion by Binger and seconded by Reidburn to approve the following claims. All members voting yes. Motion carried.

Additional August Claims

#	To	For	Amount
604	City of Clark	utilities	\$1,462.20
605	Wellmark BCBS	insurance	\$4,322.70
606	SD Dept of Revenue	July sales tax	\$253.79
612	EFTPS	payroll taxes	\$2,188.47
613	EFTPS	penalty	\$56.38
21419	Cook's Wastepaper	garbage collections	\$5,547.51
21420	City of Clark	deposit applied to bill	\$100.00
21421	Clark Rural Water	materials	\$18,540.20
8/20/2012	Water Dept.	payroll	\$937.00
payroll	Sewer Dept.	payroll	\$937.00
	Govt. Bldg.	payroll	\$103.22
	Pool	payroll	\$1,408.91
	Street Dept.	payroll	\$1,935.68
	Finance Office	payroll	\$1,125.41
	Sanitation	payroll	\$805.56
	Library	payroll	\$392.20
	Transit	payroll	\$604.69
	Mayor	payroll	\$176.01
	Parks Dept.	payroll	\$325.10
21424	SD Retirement Systems	retirement contributions	\$1,940.60
21425	Account Mngt	garnish	\$30.00
21426	Credit Collection Bureau	garnish	\$18.80
21427	AAA Collections	garnish	\$26.82
21428	Thomson West Payment	supplies	\$144.00
21429	SD Retirement Systems	professional fee	\$45.00
21430	Northwestern Energy	connection fee	\$203.48

September Paid Claims

9/3/2012	Water Dept.	payroll	\$930.15
payroll	Sewer Dept.	payroll	\$930.16

City Council Meeting – September 10, 2012

#	To	For	Amount
	Govt. Bldg.	payroll	\$112.65
	Pool	payroll	\$141.54
	Street Dept.	payroll	\$2,111.59
	Finance Office	payroll	\$1,112.38
	Sanitation	payroll	\$847.90
	Library	payroll	\$446.29
	Transit	payroll	\$580.40
	Mayor	payroll	\$176.01
	Parks Dept.	payroll	\$367.44
615	EFTPS	payroll taxes	\$2,063.30

New September Claims

To	For	Amount
A&B Business Inc.	maintenance	\$78.33
American Family Insurance	insurance	\$11.00
A-OX Welding	supplies	\$11.16
AFLAC	insurance	\$131.80
AT&T	utilities	\$93.20
Banyon Data Systems	support	\$770.00
City of Clark	supplies	\$61.20
City of Clark	utilities	\$866.60
Clark Co. Courier	advertising	\$122.63
Clark Co. Historical Society	subsidy	\$560.00
Clark Co. Treasurer	police protection	\$7,957.60
Clark Doland Concrete	maintenance	\$420.00
Clark Flower & Gift	supplies	\$44.50
Clark Rural Water	materials	\$14,218.80
Colonial Research	supplies	\$1,205.05
Cook's Wastepaper	utilities	\$43.61
Cook's Wastepaper	garbage	\$5,536.36
Dacotah Bank	credit card fees	\$22.68
Dacotah Bank	subsidy	\$6,477.47
Dekker Hardware	supplies	\$137.88
Ecolab	maintenance	\$81.00
Ellwein Brothers	liquor	\$19,288.60
F J McLaughlin Co.	cold mix	\$3,609.10
Fjelland Law Office	legal fees	\$320.00
Forest Excavating	Maintenance and repairs	\$3,182.23
Glass Products	repairs	\$1,578.00
Gruenwald Electric	repairs	\$150.68
Hawkins	pool chemicals	\$3,395.12

City Council Meeting – September 10, 2012

To	For	Amount
Heiman	maintenance	\$284.00
ITC	utilities	\$394.67
Jackie Luttrell	subsidy	\$50.00
Johnson Brothers	liquor	\$7,276.35
K&P Pump	repairs	\$3,373.44
Ken's	supplies	\$49.35
Literary Guild	books	\$45.42
Lyle Signs	signs	\$102.76
Mack's Standard	supplies	\$259.95
M&T Fire & Safety	supplies	\$13.25
Mid-America Sports Adv	supplies	\$477.90
Milbank Winwater	supplies	\$8,869.00
Moritz Publishing	supplies	\$60.10
Moeller Sheet Metal	repairs	\$358.49
Mueller Co.	maintenance	\$500.00
New Dimension	mowing	\$3,000.00
Northwestern Energy	utilities	\$6,740.58
Office Peeps	supplies	\$211.15
Olson Auto Parts	supplies	\$294.58
Oscar's Machine Shop	repairs	\$334.21
Petty Cash	supplies	\$94.88
Pitney Bowes	postage	\$769.99
Pitney Bowes	meter rental	\$162.00
Porter Distributing	liquor	\$6,441.40
Pro Build	supplies	\$1,026.61
Quill	supplies	\$125.99
R&R Mobility	supplies	\$38.49
Rae Jean Flora	subsidy	\$30.00
Republic National	liquor	\$10,948.95
Sanford Health	drug screening	\$55.00
SD Dept of Revenue	water testing	\$304.00
SD Dept of Revenue	sales tax	\$84.29
SD Dept of Transportation	advertising	\$32.00
SD Rural Development	sewer revenue bond #1	\$787.00
SD Rural Development	water revenue bond	\$908.00
SD Rural Development	sewer revenue bond #2	\$1,307.00
Star Laundry	maintenance	\$65.15
The US Life Insur Co.	insurance	\$18.30
USA Blue Book	supplies	\$146.02
Westside Implement	repairs	\$120.00
Werdel Construction	maintenance	\$1,625.00

Motion # 161-2012

Approve Sheriff Report

Motion by Streff and seconded by Binger to approve the sheriff report. All members voting yes. Motion carried.

Motion # 162-2012

Peckham Tax Deed Property

Motion by Binger and seconded by Hanson to offer tear down services to Janet Caster in the event she purchases the Peckham property for tax deed, with the understanding she would move the presented building on the property to increase the tax role. Caster would be responsible for fill dirt and landscaping. All members voting yes. Motion carried.

Being 8:00 pm, the scheduled Board of Adjustment meeting began to hear two variances requests. The council meeting reconvened at 8:10 pm.

Ordinance #509 2013 Budget

Luttrell presented the first reading of the 2013 Budget by presenting the expected revenue and the proposed expenses for each department. The water fund is falling short due to difference of water purchased from Clark Rural Water vs. water sold. Discussed the necessity of increasing the current water rate set in 2009.

Motion # 163-2012

Golf Club Special Event License

Motion by Binger and seconded by Kline to approve a special event license to the Clark Golf Club for October 14, 2012 to sell off the Clark Lanes license. Voting in favor – Reidburn, Binger, Kline, Hanson and Streff. Woodland abstained. Motion carried.

Golf Club Financial Assistance

Mayor Dreher relayed a request by the Golf Club board of financial need to replace equipment at the course. Council is interested in seeing the current financial situation and the expected costs of the equipment.

New Library Hours

The new library hours are as follows: Monday – Thursday 1-5 pm, Friday 10 am – 5 pm and Saturday 9 – 12 pm.

Ordinance #510 Water Rates

Council had a first reading of Ordinance #510 for proposed water rate increase of \$4.00 / 1,000 gallons. Do away with the break down to \$3.85/1,000 for every 1,000 gallons over 5,000 gallons. Council will review again at the October meeting to decide if this increase will be sufficient.

Motion # 164-2012

Dakota Butcher Operating Agreement

Motion by Kline and seconded by Woodland to approve the Dakota Butcher operating agreement renewing September 30, 2012. All members voting yes. Motion carried.

Motion # 165-2012

Adjourn

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

Meeting adjourned at 9:14 pm.

This institution is an equal opportunity provider, and employer.

Mayor Larry Dreher

Attest: Finance Officer Jackie Luttrell
(seal)

Published once at the approximate cost of _____.

**City of Clark Council Meeting
October 3, 2012
7:00 PM**

Call to order: The Clark City Council met in session on October 3, 2012 at 7:00 pm in the City Hall Council Room.

Council Members Present: Terry Binger, Belinda Hanson, Kerry Kline, Lon Reidburn and Louann Streff. Absent Tony Woodland.

Others Present: Mayor Larry Dreher, Finance Officer Jackie Luttrell, Bill Krikac, Darin Altfillisch, Roger Collins, Jeremy Wellnitz and Lonnie Lyke.

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

Motion # 166-2012 **Adopt Agenda**
Motion by Streff and seconded by Binger to adopt the agenda. All members voting yes.
Motion carried.

Public Input

Lonnie Lyke addressed the council on an outstanding bill for mowing and cleaning his lot. Appropriate notices and time frames were followed before action was taken to clean up the abatement. Bill stands.

Motion # 167-2012 **Approve Minutes**
Motion by Kline and seconded by Reidburn to approve the September 10, 2012 city council meeting minutes and Board of Adjustment meeting minutes. All members voting yes. Motion carried.

Motion # 168-2012 **Approve Financial Statements**
Motion by Binger and seconded by Reidburn to approve the financial statements. All members voting yes. Motion carried.

Motion # 169-2012 **Approve Claims**
Motion by Reidburn and seconded by Binger to approve the following claims. All members voting yes. Motion carried.

Additional September Claims

#	To	For	Amount
9/17/2012	Water Dept	payroll	\$889.76
Payroll	Sewer Dept.	payroll	\$889.77
	Govt Bldg	payroll	\$93.78
	Streets Dept.	payroll	\$1,933.73
	Finance Office	payroll	\$1,090.12
	Sanitation	payroll	\$766.72

City Council Meeting – October 3, 2012

#	To	For	Amount
	Library	payroll	\$435.78
	Transit	payroll	\$698.96
	Mayor	payroll	\$176.01
	Parks Dept.	payroll	\$323.15
	Overtime & holiday pay included in the above: D. Altfillisch \$76.64, L. Stanley \$15.73 & D. Schlagel \$60.94		
619	Wellmark BCBS	insurance	\$4,322.70
620	EFTPS	941 taxes	\$1,876.41
21492	Expectec	laptop	\$1,322.95
21493	SD Retirement Systems	retirement contributions	\$2,058.68
21494	NEFOG	conference	\$10.00
21495	Emil M Larson Library	books	\$192.91
21496	SD Public Assurance Alliance	insurance	\$1,525.00

Additional October Claims

625	EFTPS	payroll taxes	\$1,916.13
10/1/2012	Water dept.	payroll	\$895.07
Payroll	Sewer dept.	payroll	\$895.06
	Govt Bldg	payroll	\$103.22
	Streets	payroll	\$1,940.13
	Finance Office	payroll	\$1,090.11
	Sanitation	payroll	\$781.28
	Library	payroll	\$435.78
	Transit	payroll	\$752.41
	Mayor	payroll	\$176.01
	Parks dept.	payroll	\$319.26
	Overtime pay included in the above: D Altfillisch \$129.33		
21497	SD Dept of Revenue	malt beverage license	\$150.00

New October Claims

To	For	Amount
A&B Business	maintenance	\$62.50
AFLAC	insurance	\$131.80
American Family Insurance	insurance	\$11.00
A-OX Welding	supplies	\$11.16
AT&T	utilities	\$91.20
Book of the Month Club	books	\$103.94
City of Clark	supplies	\$275.40
Clark Co. Courier	advertising	\$155.04
Clark Co Farmers Elevator	supplies	\$32.89
Clark Co. Historical Society	subsidy	\$560.00
Clark Community Oil	supplies	\$1,649.64

City Council Meeting – October 3, 2012

To	For	Amount
Colonial Research	supplies	\$587.03
Dacotah Bank	subsidy	\$6,477.47
Dacotah Insurance	insurance	\$6,614.00
Dekker Hardware	supplies	\$433.58
Ellwein Brothers	liquor	\$20,066.10
Emblem Enterprise	supplies	\$41.77
First National Bank	loan payment	\$6,940.29
F.J. McLaughlin Co.	maintenance	\$910.80
ITC	utilities	\$503.55
Jackie Luttrell	mileage & subsidy	\$113.27
Johnson Brothers	liquor	\$8,827.99
Ladies Home Journal	periodical	\$16.97
Literary Guild	books	\$74.19
Mack's Standard	supplies	\$1,007.00
McLeod's	supplies	\$47.04
Milbank Winwater	supplies	\$10,524.08
Moeller Sheet Metal	repairs & equipment	\$4,533.81
Moritz Publishing	supplies	\$98.10
New Dimension	mowing	\$1,500.00
Northwestern Energy	utilities	\$6,751.44
Olson Auto Parts	supplies	\$321.13
Oscar's Machine Shop	repairs	\$708.45
Porter Distributing	liquor	\$4,141.65
Quill	supplies	\$176.54
Rae Jean Flora	subsidy	\$30.00
Republic National	liquor	\$24,794.38
Sanford Health	professional fees	\$39.00
SD Dept of Revenue	professional fees	\$345.00
SD Rural Development	sewer revenue bond	\$787.00
SD Rural Development	water revenue bond	\$908.00
SD Rural Development	sewer revenue bond	\$1,307.00
Star Laundry	maintenance	\$130.30
The US Life Insur. Co.	insurance	\$18.30
USA Blue Book	repairs	\$158.95
Westside Implement	repairs & equipment	\$44.93
Woodring Plumbing	repairs & equipment	\$390.66

Department Updates

Department updates given by Altfillisch, Collins and Luttrell. A-Tech will be back in town next week to finish up the leaking connections on Cloud Street and to reline a few blocks on S. Smith Street. The smell on the northeast part of town was traced to Nature's Deli. Altfillisch explained that they need to clean out the grease pit and use the two-stage

separator to dispose of grease and animal parts. Fines will be imposed if compliance is delayed. Council learned that the county burn ban does not include incorporated cities, such as the city of Clark. However, city code 3.10.08.19 states burning is permitted only by permission of city council. Due to dry conditions, no permission will be granted. Need to get a fencing company to stretch the fence at Dickinson Park.

Motion # 170-2012

Approve Department Updates

Motion by Binger and seconded by Reidburn to approve the department updates. All members voting yes. Motion carried.

Being 7:30 pm, the scheduled Board of Adjustment meeting began to hear a variance request by Brent Forest. The council meeting reconvened at 7:45 pm.

Police Update

New Police Chief Wellnitz informed that the equipment and vehicles have been moved back from the county. Some equipment is inoperable and he is looking into getting fixed or replaced.

Motion # 171-2012

Approve Taser Purchase

Motion by Reidburn and seconded by Hanson to approve the purchase of a Taser at a cost of \$964.70. All members voting yes. Motion carried.

Motion # 172-2012

Approve Sheriff & Police Report

Motion by Kline and seconded by Binger to approve the sheriff and police chief's reports. All members voting yes. Motion carried.

Motion # 173-2012

Dispatching Contract

Motion by Binger and seconded by Reidburn to authorize the mayor to sign the Dispatch Contract with the City of Huron Police Department Dispatch Center. All members voting yes. Motion carried.

Motion # 174-2012

2012 Assessment Role

Motion by Binger and seconded by Reidburn to approve the 2012 Assessment Role for unpaid bills being applied to property taxes. All members voting yes. Motion carried.

Motion # 175-2012

Library Hours

Motion by Kline and seconded by Streff to approve the Library Board's recommendation to change the library hours to Monday – Wednesday 1 – 5 pm and Thursday and Friday 10 am – 5 pm. All members voting yes. Motion carried.

Motion # 176-2012

Ordinance #509 2013 Appropriations

Motion by Reidburn and seconded by Hanson to approve Ordinance #509 setting the 2013 Appropriations. All members voting yes. Motion carried.

**Ordinance # 509
2013 Appropriations Ordinance**

Part One: Be it ordained by the City of Clark that the following sums are appropriated to meet the obligations of the

City Council Meeting – October 3, 2012

municipality.

	<u>Governmental</u>	<u>Special Revenue</u>	<u>Debt Service</u>	<u>Debt Service</u>
	<u>General Fund</u>	<u>Library Fund</u>	<u>TIF District No. 1</u>	<u>TIF District No. 2</u>
410 General Government				
411 Council	\$ 17,910			
411.5 Contingency	\$ 17,690			
412 Mayor	\$ 5,810			
413 Elections	\$ 850			
414.1 Legal Services	\$ 4,200			
414.2 Finance Office	\$ 114,845			
419 Government Bldgs	\$ 27,015			
Total General Government	<u>\$ 188,320</u>			
420 Public Safety				
421 Police	\$ 64,970			
422 Fire Department	\$ 24,575			
Total Public Safety	<u>\$ 89,545</u>			
430 Public Works				
431 Highway & Streets	\$ 388,136			
431.5 Storm Drainage	\$ 5,000			
431.6 Street Lighting	\$ 26,500			
432.1 Sanitation	\$ 97,023			
439 Transit	\$ 31,124			
Total Public Works	<u>\$ 547,783</u>			
441 Health and Welfare				
441 Health - Medical Building	\$ 12,297			
450 Culture & Recreation				
451.1 Teener's	\$ 2,803			
451.2 Swimming Pool	\$ 103,695			
452 Parks	\$ 48,350			
455 Library	\$ 20,481	\$ 100		
Total Culture & Recreation	<u>\$ 175,329</u>	<u>\$ 100</u>		
465 Economic Development				
465.1 Industrial Development	\$ 77,730			
465.3 Promoting the City	\$ 5,500			
Total Economic Development	<u>\$ 83,230</u>			
470 Debt Services			\$ 8,546	\$ 5,543
499 Liquor	\$ 511,885			
511 Operating Transfer Out Sewer	\$ 45,000			
Reserve & Capitol Outlay				\$ 6,216
Total Appropriations	<u><u>\$ 1,653,389</u></u>	<u><u>\$ 100</u></u>	<u><u>\$ 8,546</u></u>	<u><u>\$ 11,759</u></u>

REVENUES

Part Two: The following designates the fund or funds that money derived from the following sources is applied to.

Revenue	Governmental	Special Revenue	Debt Service	Debt Service
	General Fund	Library Fund	TIF District No. 1	TIF District No. 2
310 Taxes	\$ 806,121		\$ 8,131	\$ 11,729
320 Licenses & Permits	\$ 820			
330 Intergovernmental Revenue	\$ 147,618			
340 Charges for Goods & Srvs	\$ 104,040			
350 Fines & Forfeits	\$ 3,860	\$ 100		
360 Miscellaneous Revenue	\$ 41,975		\$ 10	\$ 30
380 Liquor	\$ 548,955			
Reserves & Capital Outlays			\$ 405	
Total Means of Finance	\$ 1,653,389	\$ 100	\$ 8,546	\$ 11,759

PROPRIETARY FUNDS

	Water Fund	Sewer Fund
Estimated Beginning Retained Earnings	\$ 87,981	\$ 177,600
Estimated Revenue	\$ 260,100	\$ 193,250
Operating Transfer In	-	\$ 45,000
Total Available	\$ 348,081	\$ 415,850
Less Appropriations	\$ (260,100)	\$ (238,250)
Estimated Surplus	\$ 87,981	\$ 177,600

The Finance Officer is directed to certify the following dollar amount of tax levies made in this ordinance to the County Auditor.

CITY OF CLARK

Larry Dreher, Mayor

Attest:

Jackie Luttrell, Finance Officer

(seal)

First Reading: 10-Sep-12
 Second Reading: 3-Oct-12
 Adopted: 3-Oct-12
 Published: 10-Oct-12
 Effective Date: 1-Jan-13

Motion # 177-2012

Ordinance #510 Water Rates

Motion by Binger and seconded by Kline to approve Ordinance #510 Water Rates as follows. All members voting yes. Motion carried.

ORDINANCE # 510

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

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

A base rate fee of \$13.00 per month; plus,
\$4.25 per every 1,000 gallons

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 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 ordinance or resolution previously adopted.

CITY OF CLARK

Larry Dreher, Mayor

ATTEST:

Jackie Luttrell, City Finance Officer
(S E A L)

FIRST READING: September 10, 2012
SECOND READING: October 3, 2012
ADOPTED: October 3, 2012
PUBLISHED: October 10, 2012
EFFECTIVE DATE: November 1, 2012 usage, billed in December 2012

Motion # 178-2012 **Gehrke Tear Down Request**
Motion by Binger and seconded by Reidburn to tear down the house on the Gehrke property at 201 1st Ave. West. All members voting yes. Motion carried.

Motion # 179-2012 **Graves/Hanson Tear Down Request**
Motion by Streff and seconded by Binger to tear down the Graves & Hanson garage at 206 N. Cloud Street. All members voting yes. Motion carried.

Motion # 180-2012 **Special Event Liquor License**
Motion by Kline and seconded by Binger to approve a special event liquor license for the Clark American Legion to host the Lion's Gun Raffle on October 13, 2012. All members voting yes. Motion carried.

Motion # 181-2012 **Malt Beverage License**
Motion by Kline and seconded by Binger to approve a malt beverage license and operating agreement for the Clark Golf Club. All members voting yes. Motion carried.

Council held a first reading of Ordinance #511 2013 Salaries.

Motion # 182-2012 **Executive Session**
Motion by Reidburn and seconded by Streff to enter into executive session for contractual and personnel issues, SCL 1-25-2-4. All members voting yes. Motion carried.

Executive session began at 8:17 pm and ended at 8:49 pm.

Motion # 183-2012 **Adjourn**
Motion by Kline and seconded by Streff to adjourn. All members voting yes. Motion carried.

Meeting adjourned at 8:49 pm.

This institution is an equal opportunity provider, and employer.

Mayor Larry Dreher

Attest: Finance Officer Jackie Luttrell
(seal)

Published once at the approximate cost of _____.

**Joint City Council & Board of Adjustment Meeting
October 3, 2012 – 7:30 PM**

Call to order: The Clark City Council and Board of Adjustment met in joint session on October 3, 2012 at 7:30 pm in the City Hall Council Room.

Council Members Present: Terry Binger, Belinda Hanson, Kerry Kline, Lon Reidburn and Louann Streff. Tony Woodland was absent.

Others Present: Mayor Larry Dreher, Finance Officer Jackie Luttrell, Bill Krikac and Brent Forest.

Mayor Dreher called the meeting to order at 7:39 pm.

Motion by Binger and seconded by Streff to open the joint meeting between the city council and Board of Adjustment to hear a variance request by Brent Forest. All members voting yes. Motion carried.

Finance Officer Luttrell presented a variance request by Brent Forest to construct a building closer than 35' to a residential district at 808 N. Cloud Street; legal description E ½ of OL 45 Less S 19' of E 35' Clark. Forest property is zoned Industrial. Forest states he would like to construct on a 24 x 32' storage building on an existing slab of concrete that sits on the property line. All variance guidelines have been met and property owner Brent Forest was in attendance.

Luttrell read one opposition from Anthony and Joanne Hem. Reidburn is an adjoining property owner and states he is in favor of the building.

Motion by Binger and seconded by Hanson to approve the variance request by Brent Forest to construct a building closer than 35' of the property line. Applicant meets requirements stated in city code 11.17.03.. Members voting in favor Binger, Kline, Reidburn and Streff. Reidburn abstained feeling he had a conflict being a neighboring property owner. Motion carried by majority vote.

Board of Adjustment meeting concluded at 7:45 pm. Regular city council meeting resumed.

This institution is an equal opportunity provider, and employer.

Mayor Larry Dreher

Attest: Finance Officer Jackie Luttrell
(seal)

Published once at the approximate cost of _____.

**City of Clark Council Meeting
November 5, 2012
7:00 PM**

Call to order: The Clark City Council met in session on November 5, 2012 at 7:00 pm in the City Hall Council Room.

Council Members Present: Terry Binger, Kerry Kline, Belinda Hanson and Louann Streff. Absent Lon Reidburn & Tony Woodland.

Others Present: Mayor Larry Dreher, Finance Officer Jackie Luttrell, City Attorney Chad Fjelland, Bill Krikac, Roger Collins, Darin Altfillisch, John Boyko and Jeremy Wellnitz.

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

Motion # 184-2012

Adopt Agenda

Motion by Streff and seconded by Binger to adopt the agenda. All members voting yes. Motion carried.

Public Input

John Boyko was in attendance again about his request for chickens in the city limits. An ordinance will be drafted for the next meeting for the public to voice their opinions.

Motion # 185-2012

Approve Minutes

Motion by Binger and seconded by Kline to approve the council meeting and Board of Adjustment meeting minutes from October 3, 2012. All members voting yes. Motion carried.

Motion # 186-2012

Approve Financial Statements

Motion by Binger and seconded by Streff to approve the financial statements. All members voting yes. Motion carried.

Motion # 187-2012

Approve Claims

Motion by Kline and seconded by Binger to approve the following claims. All members voting yes. Motion carried.

Additional October Claims

#	To	For	Amount
628	City of Clark	utilities	\$1,773.75
629	Wellmark BCBS	insurance	\$4,863.04
630	EFTPS	941 taxes	\$2,217.95
21543	Accounts Mngt	garnish	\$30.00
21544	Credit Collections Bureau	garnish	\$18.80

City Council Meeting – November 5, 2012

#	To	For	Amount
21545	Petty Cash	supplies	\$82.78
21546	Clark Rural Water Systems	materials	\$12,777.20
21547	Clark Community Oil	supplies	\$1,793.87
21548	Cook's Wastepaper	garbage collections	\$5,569.81
10/15/2012	Water Dept.	payroll	\$877.32
Payroll	Sewer Dept.	payroll	\$877.33
	Govt Bldg	payroll	\$93.78
	Streets Dept.	payroll	\$1,960.05
	Finance Office	payroll	\$1,090.12
	Sanitation	payroll	\$771.59
	Library	payroll	\$424.70
	Transit	payroll	\$582.44
	Mayor	payroll	\$176.01
	Parks Dept	payroll	\$328.02
	Police	payroll	\$1,007.46
	Overtime & holiday pay included in the above: D. Altfillisch \$19.16; R. Collins \$28.88; L. Stanley \$35.39; D. Schlagel \$78.24		
21549	Cask & Cork	liquor	\$2,896.15
21550	City of Clark	water deposit to bills	\$200.00
10/29/2012	Water Dept.	payroll	\$950.90
Payroll	Sewer Dept.	payroll	\$950.40
	Govt Bldg	payroll	\$103.22
	Streets Dept.	payroll	\$1,968.35
	Finance Office	payroll	\$1,307.40
	Sanitation	payroll	\$772.05
	Library	payroll	\$435.78
	Transit	payroll	\$624.54
	Mayor	payroll	\$176.01
	Parks Dept	payroll	\$328.48
	Police	payroll	\$873.16
	Overtime pay included in the above: D. Altfillisch \$57.48		
637	EFTPS	941 taxes	\$2,280.95
21551	SD Retirement Systems	retirement	\$3,283.12
21552	Accounts Mngt	garnish	\$45.00
21553	AAA Collections	garnish	\$40.23
21554	Credit Collections Bureau	garnish	\$28.20
21555	Child Support Payment Ctr	child support	\$296.30
21556	AAA Collections	garnish	\$26.82

City Council Meeting – November 5, 2012

November Claims

To	For	Amount
A&B Business	maintenance	\$60.77
ABC Lock & Key	repairs	\$103.88
AFLAC	insurance	\$177.17
American Family Insur	insurance	\$11.00
A-OX Welding	supplies	\$150.80
AT&T Mobility	utilities	\$91.59
Book of the Month Club	books	\$32.96
Butler Machinery	repairs	\$85.07
Cardmember Services	supplies	\$385.63
Cask & Cork	liquor	\$116.50
City of Clark	professional fees	\$300.00
Clark Co. Courier	advertising	\$298.60
Clark Co. Historical Society	subsidy	\$560.00
Colonial Research	supplies	\$2,027.18
Cook's Wastepaper	utilities	\$43.61
Dacotah Bank	subsidy	\$6,477.47
Dacotah Bank	professional fees	\$22.33
Dekker Hardware	supplies	\$1,013.91
Ellwein Brothers	liquor	\$17,329.10
F.J. McLaughlin Co.	supplies	\$882.20
Forest Excavating	repairs	\$2,396.18
Full Throttle Graphics	supplies	\$33.00
Greenfield Short Stop	supplies	\$238.00
Interstate All Battery Ctr	supplies	\$61.98
ITC	utilities	\$479.88
Jackie Luttrell	deductible reimbursement	\$996.05
Jackie Luttrell	subsidy	\$50.00
Johnson Brothers	liquor	\$9,140.64
Ken's	supplies	\$3.75
Literary Guild	books	\$19.48
Lyle Signs	supplies	\$191.33
Mack's Standard	supplies	\$321.90
McLeod's	supplies	\$65.83
Menards	supplies	\$199.00
Michael Todd & Co.	parts	\$1,036.24
Midwest Alarm	fire protection	\$261.25
Milbank Winwater	parts	\$1,523.69
Moritz Publishing	supplies	\$151.20
New Dimension	mowing	\$1,500.00
Northwestern Energy	utilities	\$4,449.20

City Council Meeting – November 5, 2012

Oscar's Machine Shop	repairs	\$903.55
Penworthy Company	books	\$361.07
Pitney Bowes	postage	\$769.99
Porter Distributing	liquor	\$4,573.30
Pro Build	supplies	\$4.58
Quill	supplies	\$132.70
Rae Jean Flora	subsidy	\$30.00
Republic National	liquor	\$18,777.88
SD Dept of Revenue	water testing	\$617.00
SD Dept of Revenue	sales tax	\$67.67
SD One Call	locates	\$66.15
SD Rural Development	sewer revenue bond	\$787.00
SD Rural Development	water revenue bond	\$908.00
SD Rural Development	sewer revenue bond	\$1,307.00
Service Master	maintenance	\$298.00
Star Laundry	maintenance	\$65.15
Sturdevant's	repairs	\$3,257.18
Taser International	supplies	\$964.70
Texas Refinery	supplies	\$319.00
Tony's Electric	repairs	\$938.59
USA Blue Book	supplies	\$66.06
Westside Implement	repairs	\$231.26
Woodring Plumbing	repairs	\$90.78

Motion # 188-2012 **Approve Short Lived Assets Claims**

Motion by Binger and seconded by Kline to pay the following claims from the sewer short lived assets reserve: K&P Pump \$5,636.55 and A-Tech \$5,075.00. All members voting yes. Motion carried.

Motion # 189-2012 **Approve RD Construction Fund Claims**

Motion by Binger and seconded by Hanson to approve to pay for the sewer plant grinder from K&P Pump, \$26,830.74, from the RD Construction Fund. All members voting yes. Motion carried.

Motion # 190-2012 **Approve Claim from RD Construction & Deprecation Fund**

Motion by Binger and seconded by Streff to pay A-Tech Sewer for 5 blocks of sewer relining using \$30,000 Sewer Depreciation Fund, \$18,349.51 RD construction fund and the balance from sewer fund. All members voting yes. Motion carried.

Department Updates

Updates given by Wellnitz, Altfillisch, Collins and Luttrell.

Motion # 191-2012 **Approve Bullet Proof Vest**

Motion by Binger and seconded by Kline to approve the purchase of a bullet proof vest at a cost of \$660 and authorize Wellnitz to apply for the grant reimbursement when the

50/50 grant funds become available in April 2013. All members voting yes. Motion carried.

Motion # 192-2012 **Approve Highway Safety Grant Application**

Motion by Binger and seconded by Streff to authorize Wellnitz to apply for a Highway Safety Grant for two speed boards, radar, PBT and in-car camera at a total cost of \$19,341 with city share being \$5,471. All members voting yes. Motion carried.

Motion # 193-2012 **Approve Repairs to Crown Vic**

Motion by Kline and seconded by Binger to approve the repairs necessary to get the Crown Vic police car operable at a cost of \$1,500.00. All members voting yes. Motion carried.

Motion # 194-2012 **Approve Department Updates**

Motion by Kline and seconded by Streff to approve the department updates. All members voting yes. Motion carried.

Motion # 195-2012 **Resolution # 801 Schedule of Fines**

Motion by Binger and seconded by Hanson to approve Resolution #801 Schedule of Fines as follows. All members voting yes. Motion carried.

RESOLUTION #801

A RESOLUTION SETTING FORTH A SCHEDULE OF FINES FOR CERTAIN VIOLATIONS OF THE CLARK MUNICIPAL CODE.

BE IT RESOLVED that the following schedule of fines shall be effective as of the date of this Resolution for certain violations of the Clark Municipal Code.

SCHEDULE OF FINES FOR MUNICIPAL CODE VIOLATIONS

<u>Chapter Section</u>	<u>Health and Sanitation Offenses</u>	<u>Fine</u>	<u>Costs</u>	<u>Totals</u>
3.04	Unlawful Deposits in City Dump	100.00	66.00	166.00
3.08	Failure to Help Eradicate Rats Pursuant to Chapter	100.00	66.00	166.00
3.10	Maintaining Weeds, Trees, Vegetation & General Nuisances	100.00	66.00	166.00
3.12	Failure to remove abandoned, wrecked, dismantled or inoperable motor vehicles	100.00	66.00	166.00

<u>Chapter Section</u>	<u>Animal Offenses</u>	<u>Fine</u>	<u>Costs</u>	<u>Totals</u>
4.04	Allowing domestic animal to run at large	50.00	66.00	116.00
4.06	Permitting domestic animal on school ground when school is in session or public recreation	50.00	66.00	116.00

City Council Meeting – November 5, 2012

	area without leash			
4.08	Failure to immunize domestic animal for rabies	100.00	66.00	166.00
4.10	Failure of owner to place animal for observation	100.00	66.00	166.00
4.12	Failure to control vicious animal – <i>Fine per day:</i>	100.00	66.00	166.00
4.14	Disturbance of peace by animal:			
	<i>1st Offense:</i>	25.00	66.00	91.00
	<i>2nd Offense:</i>	50.00	66.00	116.00
	<i>3rd and Subsequent Offenses:</i>	100.00	66.00	166.00
4.16	Maintaining a dog kennel—animal disturbing public	50.00	66.00	116.00
4.18	Cruelty to animals	100.00	66.00	166.00
4.20	Harboring or keeping stray animals within City	50.00	66.00	116.00
4.22	Unlawfully keeping livestock within City	100.00	66.00	166.00
4.24	Violation of this Chapter Re: Keeping animals other than dogs within the City	100.00	66.00	166.00
4.26	Animal defecation on public or other person's private property	100.00	66.00	166.00
4.30	Failure to license domestic animals	50.00	66.00	116.00

<u>Chapter Section</u>	<u>Public Safety Offenses</u>	<u>Fine</u>	<u>Costs</u>	<u>Totals</u>
5.0218	Attempt by underage person to purchase alcoholic beverage	50.00	66.00	116.00
5.0220	Misstatement as to age for purpose of purchasing any alcoholic beverage	50.00	66.00	116.00
5.0222	Open container (alcoholic beverage)	50.00	66.00	116.00
5.0402	Using, throwing, lighting, firing, displaying or selling fireworks within the City	100.00	66.00	166.00
5.06	Failure to abide by curfew	25.00	66.00	91.00
5.10	Discharging firearm, slingshots, air guns, bows and arrows in City limits and carrying concealed weapon	100.00	66.00	166.00
5.1402	Resisting an officer	100.00	66.00	166.00
5.1406	Refusing to obey the command of an officer	100.00	66.00	166.00
5.1802	Malicious Mischief	100.00	66.00	166.00
5.1812	Injury or removal of public or private property	100.00	66.00	166.00
5.1814	Tampering in general	100.00	66.00	166.00

<u>Chapter Section</u>	<u>Street and Public Way Offenses</u>	<u>Fine</u>	<u>Costs</u>	<u>Totals</u>
6.0202	Parking of vehicles prohibited where posted	50.00	66.00	116.00
6.04	Sidewalks, curbs and gutters, merchandise, rubbish, snow and ice	50.00	66.00	116.00
6.0806	Duty of property owners re: trees	50.00	66.00	116.00
6.0808	Abuse of trees	50.00	66.00	116.00

City Council Meeting – November 5, 2012

<u>Chapter</u>	<u>Traffic Offenses</u>	<u>Fine</u>	<u>Costs</u>	<u>Totals</u>
<u>Section</u>				
7.0668	Illegally making a “U” turn	25.00	66.00	91.00
7.0610	Failure to yield right-of-way	50.00	66.00	116.00
7.0632	Careless Driving, Careless Driving with drinking involved, Exhibition Driving	50.00	66.00	116.00
7.08	Parking—Violation of any part of this Chapter	50.00	66.00	116.00
7.1002	Speeding:			
	<i>1-5 MPH Over Speed Limit</i>	25.00	66.00	91.00
	<i>6-10 MPH Over Speed Limit</i>	35.00	66.00	101.00
	<i>11-15 MPH Over Speed Limit</i>	55.00	66.00	121.00
	<i>16+ MPH Over Speed Limit</i>	75.00	66.00	141.00
7.1004	School Zone Violation	100.00	66.00	166.00
7.32	Snowmobiles—Violation of any provision of this Chapter	75.00	66.00	141.00
7.34	Three wheel or all terrain vehicles—Violation of any provision of this Chapter	100.00	66.00	166.00

<u>Chapter</u>	<u>License Offenses</u>	<u>Fine</u>	<u>Costs</u>	<u>Totals</u>
<u>Section</u>				
8.06	Transient merchants/peddlers failure to have approved license	100.00	66.00	166.00

This Resolution in no way shall preclude the City of Clark from seeking greater punishment or additional punishment for the above listed offenses where the Clark Municipal Code or South Dakota Codified Law allows.

As provided by SDCL 9-19-13, this Resolution shall be effective upon publication of the Notice of Adoption.

Passed and Adopted this 5th day of November 2012.

Larry Dreher, Mayor
City of Clark, South Dakota

ATTEST:

Jackie Luttrell
City Finance Officer
(S E A L)

Motion # 196-2012

Authorize Mayor Signature

Motion by Binger and seconded by Hanson to authorize the Mayor to sign the following paperwork from the Cloud Street Relining Project: Final Inspection Report, Certificate of Substantial Completion, Change Order #6 Final and Final Pay Request #4. All members voting yes. Motion carried.

Motion # 197-2012

Dickinson Park Fencing

Motion by Binger and seconded by Hanson to approve a quote from Vosika Fencing for \$8,978, less \$885.00 from having the city do the tear down, to replace and repair the Dickinson Park backstop and side fence. All members voting yes. Motion carried.

Delta Dental Insurance

Council reviewed quotes for Delta Dental plans.

Motion # 198-2012

Contingency Transfers

Motion by Streff and seconded by Binger to approve the following contingency transfers: Transit (43900) \$4,200; West Nile (44130) \$24; Library (45510) \$500; Parks (45200) \$5,000; Govt Bldg (41920) \$750; Street Lighting (4316) \$1,050; Liquor (49900) \$21,451. All members voting yes. Motion carried.

First reading was had on Ordinance # 512 2012 Budget Supplements.

Motion # 199-2012

Free Dump Day

Motion by Binger and seconded by Hanson to approve a free dump day on November 10, 2012 for a fall clean up and then officially close the dump for the season. All members voting yes. Motion carried.

Motion # 200-2012

Special Event License

Motion by Kline and seconded by Hanson to approve the following special event licenses for the Clark Golf Club, using the Clark Lanes license, for November 5 and November 17, 2012. All members voting yes. Motion carried.

No new information has been provided in response to Clark Golf Course asking for financial assistance. Moved to December meeting.

Motion # 201-2012

Uncollectible Water Account

Motion by Streff and seconded by Hanson to write off \$18.42 on an un-collectible # 01-000051600-00-1 water account due to deceased account holder. All members voting yes. Motion carried.

Motion # 202-2012

December Meeting Date & Holiday

Motion by Binger and seconded by Hanson to change the December meeting to December 11 and give Christmas Eve off as a holiday. All members voting yes. Motion carried.

The City Christmas party will be held on December 8, 2012.

Motion # 203-2012

Executive Session

Motion by Binger and seconded by Hanson to enter into executive session for contractual and personnel issues, SDCL 1-25-2-1 & 4. All members voting yes. Motion carried.

Executive session began at 8:04 and ended at 8:35 pm.

Motion # 204-2012

2013 Liquor Licenses

Motion by Hanson and seconded by Kline to approve the 2013 liquor licenses for the Time Out, Sportsman, Dakota Butcher, Playhouse, Clark Golf Club (4/1/13 – 9/30/13) and Clark Lanes (10/1/13 – 12/31/13). All members voting yes. Motion carried.

Motion # 205-2012

Ordinance # 511 – 2013 Salaries

Motion by Kline and seconded by Streff to approve Ordinance #511 for the 2013 Salaries. All members voting yes. Motion carried.

Ordinance # 511

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, 2013 shall be as follows:

Mayor	\$ 4,850.00	annual salary
City Council Members	\$ 65.00	per meeting
Finance Officer - Jackie Luttrell	\$33,378.36	annual salary
Deputy Finance Officer - Rae Jean Flora	\$29,608.04	annual salary
Finance Office Assistant	\$ 8.50	per hour
Police Chief – Jeremy Wellnitz	\$37,500.00	annual salary
Street Superintendent - Roger Collins	\$41,231.86	annual salary
Parks & Landfill Superintendent - Loren Stanley	\$33,385.00	annual salary
Water & Sewer Superintendent - Darin Altfillisch	\$40,836.41	annual salary
FT City Maintenance Worker – John Pickrel	\$ 11.94	per hour
Librarian – Samantha Hensley	\$ 9.50	per hour
Librarian Assistant (sub only)	\$ 7.50	per hour
Landfill Attendant, primary	\$ 9.00	per hour
Landfill Attendant, assistant	\$ 8.05	per hour
Water & Sewer PT Attendant - John Howardson	\$ 50.00	per weekend
City Janitor - Eileen Dunbar	\$ 10.25	per hour
Med Van Drivers	\$ 10.00	per hour

Section # 2: All Ordinances or parts of Ordinances in conflict herewith are hereby repealed.

Mayor Larry Dreher

Attest: Finance Officer Jackie Luttrell
(seal)

First Reading: October 3, 2012
Second Reading: November 5, 2012

Adopted: November 5, 2012
Published: November 14, 2012
Effective Date: January 1, 2013

Motion # 206-2012

Adjourn

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

Meeting adjourned at 8:36 pm.

This institution is an equal opportunity provider, and employer.

Mayor Larry Dreher

Attest: Finance Officer Jackie Luttrell
(seal)

Published once at the approximate cost of _____.

**City of Clark Council Meeting
December 11, 2012
7:00 PM**

Call to order: The Clark City Council met in session on December 11, 2012 at 7:00 pm in the City Hall Council Room.

Council Members Present: Terry Binger, Belinda Hanson, Kerry Kline and Lon Reidburn. Absent Louann Streff and Tony Woodland.

Others Present: Mayor Larry Dreher, Finance Officer Jackie Luttrell, City Attorney Chad Fjelland, Bill Krikac, Darin Altfillisch, Jeremy Wellnitz, John Boyko and Donna Nickels.

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

Motion # 207-2012

Adopt Agenda

Motion by Hanson and seconded by Kline to adopt the agenda. All members voting yes. Motion carried.

Public Input

John Boyko addressed the council again about his desire to change the city ordinance to allow chickens in the city limits. Mayor Dreher and various council members' relayed citizens wishes to not allow chickens. No changes to the ordinance will be considered at this time. Donna Nickels addressed the council in regards to her water bill. City has already confirmed that the water meter is in working order and concluded the water went through the meter and therefore needs to be paid.

Department Updates

Department updates given by Altfillisch, Wellnitz and Luttrell. Luttrell explained the different grant opportunities available for the proposed \$4 million retention ponds. To determine eligibility for a CDBG grant, the city needs to perform an income survey. Luttrell is working with First District on this.

Motion # 208-2012

Approve Reports

Motion by Reidburn and seconded by Binger to approve the 2011 Audit Report and the Wastewater Treatment Facility Engineering Report. All members voting yes. Motion carried.

Motion # 209-2012

Approve Department Updates

Motion by Binger and seconded by Reidburn to approve the department updates. All members voting yes. Motion carried.

Motion # 210-2012

Approve Minutes

Motion by Kline and seconded by Belinda to approve the Council Meeting Minutes from November 5, 2012. All members voting yes. Motion carried.

Motion # 211-2012

Approve Financial Statements

Motion by Binger and seconded by Reidburn to approve the financial statements. All members voting yes. Motion carried.

Motion # 212-2012

Approve Claims

Motion by Kline and seconded by Reidburn to approve the following claims. All members voting yes. Motion carried.

Additional Paid Claims

#	To	For	Amount
11/12/2012	Water Dept.	payroll	\$901.16
Payroll	Sewer Dept.	payroll	\$875.77
	Govt Bldg	payroll	\$103.22
	Streets Dept.	payroll	\$1,991.16
	Finance Office	payroll	\$1,090.11
	Sanitation Dept.	payroll	\$516.72
	Library	payroll	\$435.78
	Transit	payroll	\$697.63
	Mayor	payroll	\$176.01
	Parks Dept.	payroll	\$319.26
	Police Dept.	payroll	\$909.39
104	A-Tech Sewer	Pay Request #4	\$33,724.20
640	City of Clark	utilities	\$655.30
641	EFTPS	941 taxes	\$2,158.44
642	Wellmark BCBS	insurance	\$4,863.04
21614	Clark Rural Water	materials	\$10,370.00
21615	Clark Community Oil	supplies	\$2,486.93
21616	Don Aalbers	professional fees	\$60.00
21617	The US Life Insur. Co.	insurance	\$19.10
21618	Cook's Wastepaper	November garbage	\$5,580.96
21619	City of Clark	deposit applied to bill	\$62.45
21620	Scott Watkins	refund	\$37.55
21621	SD Retirement Systems	retirement	\$2,354.02
21622	Account Mngt	garnish	\$30.00
21623	Credit Collections Bureau	garnish	\$18.80
21624	AAA Collections	garnish	\$26.82
21625	Child Support Payment	child support	\$296.30
21626	Codington Co. Clerk of Courts	bench warrant	\$105.00
21627	AT&T Mobility	utilities	\$142.30
21628	City of Clark	deposit applied to bill	\$48.90
21629	Dodd Peckenpaugh	water deposit refund	\$51.10
21630	City of Clark	deposit applied to bill	\$297.50

City Council Meeting – December 11, 2012

#	To	For	Amount
648	EFTPS	council payroll taxes	\$263.34
Payroll	Council	payroll	\$1,868.13
653	EFTPS	941 taxes	\$2,135.74
12/10/2012	Water Dept.	payroll	\$841.25
Payroll	Sewer Dept.	payroll	\$841.26
	Govt Bldg	payroll	\$84.35
	Streets Dept.	payroll	\$1,978.08
	Finance Office	payroll	\$1,090.11
	Sanitation Dept.	payroll	\$319.25
	Library	payroll	\$435.78
	Transit	payroll	\$763.00
	Mayor	payroll	\$176.01
	Parks Dept.	payroll	\$319.26
	Police Dept.	payroll	\$909.39

New December Claims

To	For	Amount
A&B Business	maintenance	122.42
AFLAC	insurance	177.17
American Family Insur.	insurance	\$11.00
Angela Werdel	water deposit refund	\$100.00
Anita Ewbanks	water deposit refund	\$100.00
Ann Foster	water deposit refund	\$100.00
A-OX Welding	supplies	\$11.16
AT&T	utilities	\$93.59
Avera Queen of Peace	professional fees	\$169.80
Butler CAT	repairs	\$254.50
Caroline Bleick	water deposit refund	\$100.00
Cardmembers Services	supplies	\$193.76
Cask & Cork	supplies	\$65.08
City of Clark	utilities	\$151.05
Clark Co. Courier	advertising	\$346.44
Clark Co. Historical Society	subsidy	\$560.00
Clark Co. Treasurer	supplies	\$2,835.63
Clark Community Oil	supplies	\$2,365.79
Clark Doland Concrete	supplies	\$322.00
Clark Engineering	engineering report	\$10,000.00
Clark Fire Dept.	reimbursement repairs	\$647.80
Clark Fire Dept.	professional fees	\$4,430.00
Clark Flower & Gift	supplies	\$86.94
Clark Lanes	Christmas party	\$653.38

City Council Meeting – December 11, 2012

To	For	Amount
Clark Rural Water Systems	materials	\$9,642.40
Clausen Construction	supplies	\$1,160.12
Cook's Wastepaper	utilities	\$43.61
Cook's Wastepaper	garbage service	\$5,525.21
Credit Bureau of Wtn	professional fees	\$445.50
D&D Holiday Delites	repairs	\$38.50
Dacotah Bank	subsidy	\$6,477.47
Dacotah Bank	professional fees	\$25.36
Dacotah Bank	TIF #1	\$8,546.00
Dacotah Bank	TIF #2	\$2,771.10
Darin Weets	water deposit refund	\$100.00
David Warren	maintenance	\$142.86
David Wernke	water deposit refund	\$100.00
Dekker Hardware	supplies	\$448.01
Donald Burchatz	water deposit refund	\$100.00
EcoLab	maintenance	\$81.00
Eduardo Reyes	water deposit refund	\$100.00
Ellwein Brothers	liquor	\$20,802.10
Forest Excavating	maintenance	\$7,644.90
Gary Aldridge	water deposit refund	\$100.00
Greater Clark Area Community Foundation	withholdings	\$408.00
Gruenwald Electric	repairs	\$175.19
ITC	utilities	\$317.25
Jackie Luttrell	subsidy	\$50.00
Jarvis Reidburn	water deposit refund	\$52.50
JB Repair	repairs	\$1,519.90
Jeff Wassom	water deposit refund	\$100.00
Jerome Nesheim	water deposit refund	\$50.00
Johnson Brothers	liquor	\$7,267.29
K&P Pump Repairs	maintenance	\$1,547.04
Ken's	supplies	\$15.65
Laci West	water deposit refund	\$100.00
Larry Dreher	Christmas party	\$185.73
Mack's Standard	supplies	\$248.95
Megan Okroi	water deposit refund	\$100.00
Michelle Rich	water deposit refund	\$100.00
Midwest Ag Supply	supplies	\$891.00
Milbank Winwater	supplies	\$6,427.39
Moeller Sheet Metal	maintenance	\$534.93
Moritz Publishing	supplies	\$82.20
Neve's Uniforms	supplies	\$669.95
Northwestern Energy	utilities	\$5,597.81

City Council Meeting – December 11, 2012

To	For	Amount
Oscar's Machine	repairs	\$760.74
Penworthy Co	supplies	\$35.99
Petty Cash	supplies	\$89.87
Pitney Bowes	rental	\$162.00
Porter Distributing	liquor	\$4,520.45
Pro Build	repairs	\$25.95
Quill	supplies	\$91.75
Rae Jean Flora	subsidy	\$30.00
Riverview Farms	water deposit refund	\$100.00
Republic National	liquor	\$10,210.39
Sanford Labs	professional fees	\$76.86
SD Dept of Revenue	professional fees	\$202.00
SD Dept of Revenue	November sales tax	\$52.37
SD Rural Development	sewer revenue bond	\$787.00
SD Rural Development	water revenue bond	\$908.00
SD Rural Development	sewer revenue bond	\$1,307.00
SD Rural Development	loan payback	\$63,793.10
Sharon Brannan	water deposit refund	\$100.00
Star Laundry	rugs	\$65.15
Steven Nelson	water deposit refund	\$100.00
Sturdevant's Auto Parts	supplies	\$116.60
The US Life Insur. Co.	insurance	\$19.10
Thomas Conzet	water deposit refund	\$100.00
Tony's Collision Ctr	repairs	\$200.60
True North Steel	supplies	\$35.67
Vosika Fencing	improvements	\$8,978.00
Westside Implement	equipment	\$1,359.04
William Neale & Co.	professional fees	\$10,500.00
Woodring Plumbing	maintenance	\$81.60

Motion # 213-2012 **Clark Engineering Cloud Street Professional Fees**

Motion by Binger and seconded by Hanson to approve to pay the final engineering fees from Clark Engineering on the Cloud Street Relining project for \$1,895.52 from the funds drawn down against the Rural Development loan. All members voting yes. Motion carried.

Motion # 214-2012 **Rural Development Loan**

Motion by Hanson and seconded by Kline to pay off the balance of the Rural Development loan, \$63,793.10, to be applied to principle. All members voting yes. Motion carried.

Motion # 215-2012

Engineering Report

Motion by Kline and seconded by Reidburn to pay Clark Engineering \$10,000 for the wastewater treatment facility engineering report, of which \$6,000 will be reimbursed by DENR from a Small Community Planning Grant. All members voting yes. Motion carried.

Motion # 216-2012

Restricted Funds

Motion by Binger and seconded by Reidburn to transfer \$520.98 from the Restricted for Government Building funds to the Parks department for the improvements to the old med van building; and transfer \$26,515 from the Water Restricted for Depreciation to the water fund to cover replacements/repairs to the water department. All members voting yes. Motion carried.

Delta Dental

Council reviewed dental insurance information.

Motion # 217-2012

Executive Session

Motion by Reidburn and seconded by Binger to enter into executive session for a contractual matter, SDCL 1-25-2.4. All members voting yes. Motion carried.

Executive session began at 7:53 pm and ended at 7:57 pm.

Motion # 218-2012

Transfer Liquor License

Motion by Binger and seconded by Kline to approve transferring the liquor operating agreement and liquor license from the Time Out to the LBG, LLC D/B/A Look Out Bar & Grill effective January 1, 2013. All members voting yes. Motion carried.

Golf Course Assistance

Mayor Dreher informed the council that the golf course is in need of a \$30,000 pump and are looking for financial assistance to pay for it. With only four council members present, Mayor Dreher asked to revisit this at the January meeting for full member input.

Motion # 219-2012

Med Van Rates

Motion by Reidburn and seconded by Hanson to change the med van rates effective January 1, 2013 to \$10 for a Watertown trip and \$15 for a Redfield trip. All members voting yes. Motion carried.

Motion # 220-2012

Ordinance #512

Motion by Kline and seconded by Reidburn to approve Ordinance #512 Supplementing Appropriations for the 2012 Budget.

Ordinance # 512

“An Ordinance Supplementing Appropriations for the City of Clark, Clark County, South Dakota, for the year 2012.

Be it ordained that the following sums be appropriated to supplement the City of Clark 2012 Budget:

101 – General Fund	
43150	Strom Drainage\$1,000
43160	Street Lighting\$500
43900	Transit\$3,500
45200	Parks.....\$9,800
45510	Library Administration\$500
49900	Liquor.....\$150,000
226 – Library Fund	
45500	Libraries\$300

Means of Finance will be Fund Balance.

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.

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

By: _____
Mayor Larry Dreher

Attest: _____
Finance Officer Jackie Luttrell

(SEAL)

1st Reading: November 5, 2012
2nd Reading: December 11, 2012
Published: December 12, 2012
Effective: January 1, 2013for 2012 budget

Motion # 221-2012 **Holiday Benefit**
Motion by Binger and seconded by Hanson to update the personnel manual to remove Martin Luther King Jr. Day from the list of holidays and add Christmas Eve. All members voting yes. Motion carried.

Motion # 222-2012 **Tear Down**
Motion by Hanson and seconded by Reidburn to approve the city to tear down the house at 305 N. Cloud Street for property owner, Pat Nuttbrock and to bill the owner for the cost of the black dirt for fill and to landscape the area to grass. All members voting yes. Motion carried.

Motion # 223-2012

Executive Session

Motion by Binger and seconded by Reidburn to enter into executive session for a contractual matter, SDCL 1-25-2.4. All members voting yes. Motion carried.

Executive session began at 8:24 pm and ended at 8:34 pm.

Motion # 224-2012

Adjourn

Motion by Kline and seconded by Reidburn to adjourn. All members voting yes. Motion carried.

Meeting adjourned at 8:35 pm.

This institution is an equal opportunity provider, and employer.

Mayor Larry Dreher

Attest: Finance Officer Jackie Luttrell
(seal)

Published once at the approximate cost of _____.