

## **2019 Clark City Council & Respective Board Meeting Minutes**

January 7, 2019 Board of Adjustments

January 7, 2019 City Council

February 4, 2019

February 4, 2019 Planning & Zoning Commission

**City of Clark Board of Adjustment Meeting  
January 7, 2019**

**Call to order:** The Clark City Council, meeting as the Board of Adjustment, met in session on January 7, 2019 at 7 pm in City Hall.

**Council Members Present:** Brian Cook, Kerry Kline, Dennis Larson, Harv Spieker and Andrew Zemlicka. Absent Belinda Hanson.

**Others Present:** Mayor John Pollock, Finance Officer Jackie Luttrell, Chad Fjelland, Roger Collins, Bill Krikac, Terry Binger, Mark and Joy Tracy and other concerned citizens.

Mayor Pollock called the meeting to order at 7 pm.

Motion by Larson and seconded by Zemlicka to adopt the agenda. All members voting yes. Motion carried.

**Binger Conditional Use**

Terry Binger was in attendance to support his conditional use application to install camping sites at his property located at E 150' of S 379' of OL S and 150' x 146' of OL T, 501 1<sup>st</sup> Avenue East. Council considered and determined the application is in compliance to City Code 11.17.02.f.

Motion by Spieker and seconded by Kline to approve a conditional use to Terry Binger to install camping sites at E 150' of S 379' of OL S and 150' x 146' of OL T, 501 1<sup>st</sup> Avenue East. All members voting yes. Motion carried.

**United Methodist Church Day Care**

Mark Tracy was in attendance to support his conditional use application to operate a daycare in a residential district located at OLS 2 & 3 less S 90' & Less N 150' of W 125' of OL 2 Conklins Addition, 606 N Commercial. Mr. Tracy was able to obtain signatures of approval of at least 50% of landowners within 250' of said property as is required by Code. Council considered and determined the application is in compliance to City Code 11.17.02.f.

Motion by Cook and seconded by Larson to approve a conditional use to United Methodist Church to operate a daycare in a residential district at OLS 2 & 3 less S 90' & Less N 150' of W 125' of OL 2 Conklins Addition, 606 N Commercial. All members voting yes. Motion carried.

Mayor Pollock declared the Board of Adjustment adjourned at 7:05 pm.

This institution is an equal opportunity provider and employer.

\_\_\_\_\_  
Mayor John Pollock  
(seal)

\_\_\_\_\_  
Attest: Finance Officer Jackie Luttrell

Published once at the approximate cost of \_\_\_\_\_.

**City of Clark Council Meeting  
January 7, 2019**

**Call to order:** The Clark City Council met in session on January 7, 2019 at 7 pm at City Hall.

**Council Members Present:** Brian Cook, Kerry Kline, Dennis Larson, Harv Spieker and Andrew Zemlicka. Absent Belinda Hanson.

**Others Present:** Mayor John Pollock, Finance Officer Jackie Luttrell, Chad Fjelland, Roger Collins, Bill Krikac and many concerned citizens.

Mayor Pollock called the meeting to order at 7:06 pm.

**Motion # 001-2019**

**Adopt Agenda**

Motion by Zemlicka and seconded by Larson to adopt the agenda. All members voting yes. Motion carried.

All stood and recited the Pledge of Allegiance.

**Moritz Sidewalk**

Dave Moritz and neighbors were in attendance asking for an exemption to clear snow off the sidewalk adjacent to 3<sup>rd</sup> Avenue N.W. Conclusion was Bob Bjerke will assist on lighter snow falls and city will not clear all the way to the curb and clear snow away as time permits.

**Clark County Development Corporation**

Greg Janisch presented the status of this newly formed county wide economic development organization, board members and key parts of the bylaws. The group's mission is to improve our economy by promoting business growth, increase housing and enhancing the quality of life of Clark County residents. The group asked for a 3 year commitment of \$25,000 in getting the group established. The group answered questions from the board.

**Motion # 002-2019**

**CCDC Payment**

Motion by Spieker and seconded by Cook to authorize a check from the budgeted funds of \$25,000 to the Clark County Development Corporation. After much discussion all members voted yes. Motion carried.

**Mayor & Department Updates**

Collins states the dump permit was renewed for 5 years. Absolutely no more houses can be taken to dump. Reviewed replacement semi options and summer help. Luttrell advised about a water leak problem at City Hall that will be addressed soon to bring it to code. Community room door was replaced. Senior Citizens have given up renting responsibilities of the community room which will be taken over by the Finance Office. Rental fee is \$50 plus \$50 cleaning/key deposit. Luttrell gave update on the Clubhouse renovation and end of year review. Skating rink now open.

**Motion # 003-2019** **Street Summer Help**  
 Motion by Larson and seconded by Kline to re-hire Sherry Swanson for street department summer help at \$12.00/hour. All members voting yes. Motion carried.

**Motion # 004-2019** **2006 Freightliner Purchase**  
 Motion by Larson and seconded by Zemlicka to authorize Street Superintendent Collins to purchase a 2006 Freightliner from I-State Truck Center for \$21,000 plus wet kit. All members voting yes. Motion carried.

**Motion # 005-2019** **Surplus Fencing**  
 Motion by Larson and seconded by Kline to surplus the old fencing from Dickinson Park. Appraisers were Pam Dekker, Bill Boss and Bob Bjerke who all appraised fence at less than \$500 which allows the city to sell the fencing to anyone without notice upon board approval. Board approved to sell the fence to United Methodist Church daycare for \$200. All members voting yes. Motion carried.

**Motion # 006-2019** **Surplus Back Bar Cabinets**  
 Motion by Larson and seconded by Zemlicka to surplus the back bar cabinets at the Clubhouse and assign appraisers as Heather Johansen, Greg Furness and John Olson. All members voting yes. Motion carried.

**Motion # 007-2019** **Approve 12/3/18**  
 Motion by Kline and seconded by Zemlicka to approve the December 3, 2018 city council meeting. All members voting yes. Motion carried.

**Motion # 008-2019** **Approve Financial Statements**  
 Motion by Larson and seconded by Zemlicka to approve the financial statements. All members voting yes. Motion carried.

**Motion # 009-2019** **Approve Claims**  
 Motion by Zemlicka and seconded by Kline to approve the following December and January claims. All members voting yes. Motion carried.

#	To	For	Amount
1844	EFPTS	941 taxes	\$ 596.85
1845	SD Dept of Revenue	city sales tax	\$ 37.11
1846	SD Dept of Revenue	golf course sales tax	\$ 20.54
1847	FuturePOS	credit card fees	\$ 36.54
1848	City of Clark	utilities	\$ 206.35
1849	Wellmark BCBS	insurance	\$ 6,542.77
1851	EFTPS	941 taxes	\$ 2,947.89
1852	Triumph Systems	supplies	\$ 657.80
1858	EFTPS	941 taxes	\$ 3,235.18
1860	EFTPS	941 taxes	\$ 679.74
27173	City of Clark	interfund loan	\$ 3,800.00
27174	Sturdevant's	parts	\$ 92.80

**City Council Meeting – January 7, 2019**

<b>#</b>	<b>To</b>	<b>For</b>	<b>Amount</b>
27175	Zuercher	maintenance	\$ 1,531.49
27176	Watertown P.D.	server fee	\$ 500.00
27177	Clark Rural Water System	materials	\$ 9,599.00
27178	Clark Community Oil	gas	\$ 784.21
27179	Clark Lanes	Christmas party	\$ 611.78
27180	Oscar's Machine Shop	repairs	\$ 486.86
27181	Conway Shield	equipment	\$ 1,400.00
27182	Cook's Wastepaper	utilities	\$ 7,127.89
27183	Quill	supplies	\$ 143.39
27184	DASH	supplies	\$ 93.17
27185	Black Hills Ammunition	ammo	\$ 1,238.00
27186	Northwestern Energy	utilities	\$ 573.40
27187	Eleven 10	police gear	\$ 128.66
27188	SD Dept of Revenue	water testing	\$ 30.00
27189	M&T Fire & Safety	supplies	\$ 26.50
27190	Heiman Inc	fire extinguisher maintenance	\$ 478.50
27191	Runnings	supplies	\$ 109.28
27192	Westside Implement	repairs	\$ 628.01
27193	Patrick Wolfgram	reimburse uniforms	\$ 375.26
27194	Watch Guard Video	warranty	\$ 450.00
27195	Jeremy Wellnitz	reimburse uniforms	\$ 58.62
27196	Haider Construction	boring line at pool	\$ 2,204.09
27197	Forest Excavating	repairs	\$ 168.37
27198	Clark Fire Department	training	\$ 8,266.72
27199	Zuercher	software	\$ 1,899.00
27200	SD Retirement Systems	retirement contributions	\$ 4,917.06
27201	Child Support Payment Ctr	child support	\$ 528.93
27202	Northwestern Energy	utilities	\$ 3,366.78
27203	J & J Heating & A/C	repairs	\$ 1,525.85
27204	Woodring Plumbing	repairs	\$ 214.29
12/4/2018	Council	payroll	\$ 3,364.67
12/18/2018	Mayor	payroll	\$ 208.85
	Gross Fiance Office	payroll	\$ 2,426.33
	Payroll Govt Bldg	payroll	\$ 93.89
	Police	payroll	\$ 3,389.11
	Streets	payroll	\$ 3,280.00
	Sewer	payroll	\$ 1,412.80
	Water	payroll	\$ 1,412.81
	Transit	payroll	\$ 512.12
	Clubhouse	payroll	\$ 151.93

**City Council Meeting – January 7, 2019**

<b>#</b>	<b>To</b>	<b>For</b>	<b>Amount</b>
	Library	payroll	\$ 410.00
	Overtime included in the above: D. Altfillisch \$64.69		
12/31/2018	Mayor	payroll	\$ 208.85
Gross	Fiance Office	payroll	\$ 2,426.32
Payroll	Govt Bldg	payroll	\$ 73.97
	Police	payroll	\$ 4,313.11
	Streets	payroll	\$ 3,280.00
	Sewer	payroll	\$ 1,402.73
	Water	payroll	\$ 1,402.75
	Transit	payroll	\$ 321.49
	Clubhouse	payroll	\$ 18.03
	Parks	payroll	\$ 38.00
	Library	payroll	\$ 420.25
	Holiday & Overtime included in the above: D. Altfillisch \$23.00; N. Nickeson \$300.00		
12/31/2018	Darin Altfillisch	vacation payout	\$ 621.00
Vacation	Roger Collins	vacation payout	\$ 255.20
Payout	Rae Jean Flora	vacation payout	\$ 517.65
	Nathan Nickeson	vacation payout	\$ 740.80
	Jeremy Wellnitz	vacation payout	\$ 954.00

<b>To</b>	<b>For</b>	<b>Amount</b>
USGA	professional fees	\$ 150.00
A&B Business Solutions	maintenance	\$ 68.08
AT&T Mobility	utilities	\$ 133.74
Butler	inspection	\$ 617.00
Cardmember Services	supplies	\$ 757.62
Clark Co. Courier	advertising	\$ 185.51
Clark Co. Historical Society	subsidies	\$ 577.00
Cole Papers	supplies	\$ 180.74
Cook's Wastepaper	dumpsters	\$ 69.72
Dekker Hardware	supplies	\$ 273.46
Delta Dental	insurance	\$ 846.50
Dollar General	supplies	\$ 20.72
ESEinc. Inc.	professional fees	\$ 306.00
First District Assoc.	professional fees	\$ 1,392.32
Forest Excavating	water leak repair	\$ 1,010.21
Gruenwald Electric	Charters of Freedom lights	\$ 1,858.98
ITC	utilities	\$ 737.76
JB Auto Repair	repairs	\$ 655.90
Ken's Food Fair	supplies	\$ 38.21

**City Council Meeting – January 7, 2019**

<b>To</b>	<b>For</b>	<b>Amount</b>
Mack's Standard	gas	\$ 180.00
Mid-States Organized Crime	professional fees	\$ 100.00
Midwest Alarm Co.	professional fees	\$ 270.99
Milbank Winwater	supplies	\$ 516.07
New Dimension LLC	stump removal	\$ 340.00
Northwestern Energy	utilities	\$ 2,862.22
Oscar's Machine Shop	parts	\$ 74.36
Pitney Bowes	meter rental	\$ 162.00
Quill	supplies	\$ 52.84
Roger Collins	dedt reimbursement	\$ 644.48
SD Assoc. of Code Enforcement	professional fees	\$ 40.00
SD DENR	professional fees	\$ 24.00
SD DENR	stormwater environmental fee	\$ 750.00
SD DENR	discharge permit	\$ 50.00
SD Government Finance Office	professional fees	\$ 70.00
SD Human Resources Assoc.	professional fees	\$ 25.00
SD Municipal League	professional fees	\$ 1,204.54
SD Municipal Street Assoc.	professional fees	\$ 35.00
SD Police Chief Assoc.	professional fees	\$ 96.59
SD Rural Development	revenue bond	\$ 787.00
SD Rural Development	revenue bond	\$ 908.00
SD Rural Development	revenue bond	\$ 1,307.00
SD Water & Wastewater Assoc.	professional fees	\$ 10.00
SDML Work Comp Fund	professional fees	\$ 10,544.00
St. Paul Stamp Works	supplies	\$ 72.72
Star Laundry	maintenance	\$ 131.91
Sturdevant's	parts	\$ 386.04
U Drive Technology	professional fees	\$ 58.92
US Bank Corporate Trust	SRF loan	\$ 6,940.29
Vision Service plan	insurance	\$ 329.97
WW Tire Service	repairs	\$ 30.00
Zimco Supply Co.	maintenance	\$ 470.00

**Motion # 010-2019**

**Resolution # 843 Fees**

Motion by Cook and seconded by Kline to approve Resolution # 843 Schedule of Fees as follows. All members voting yes. Motion carried.

**RESOLUTION # 843**

A RESOLUTION SETTING FORTH A SCHEDULE OF RATES FOR USE BY THE CITY OF CLARK. BE IT RESOLVED that the following schedule of rates shall be effective as of the date of this Resolution for the following services provided by the City of Clark.

City Council Meeting – January 7, 2019

City Hall Offices:

Black and White photocopies .....	\$0.25/page
Color photocopies .....	\$1.00/page
Faxes .....	\$2.00/page, incoming and outgoing
Scan to email.....	\$5.00
NSF charges .....	maximum allowed by SDCL 57A-3-421

Maintenance:

Loader with operator .....	\$110/hour
Motor grader/blade with operator .....	\$110/hour
Semi .....	\$110/hour
Dump truck with operator .....	\$80/hour
Skid loader with operator.....	\$85/hour
Operator only .....	\$50/hour
Mowing, rider .....	\$60/hour
Mowing, tractor & rotary.....	\$85/hour
Black dirt.....	\$45/yard
Fill dirt .....	\$20/yard
Gravel.....	\$5.50/yard

Zoning:

Building Permit – fence, deck or storage shed .....	\$10
Building Permit – garage or small addition .....	\$25
Building Permit – house or commercial building.....	\$50
Variance, Conditional Use or Rezoning application.....	\$50

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

As provided by SDCL 9-9-13, this Resolution shall be effective upon publication of the Notice of Adoption and replaces any previously stated rates.

Dated this 7<sup>th</sup> day of January, 2019.

\_\_\_\_\_  
John Pollock, Mayor

ATTEST:

\_\_\_\_\_  
Jackie Luttrell, Finance Officer

(seal)

**Motion # 011-2019**

**2018 Budget Supplement Comp for Loss**

Motion by Kline and seconded by Spieker to supplement the street department’s 2018 budget of \$378.01 from insurance payout for compensation for loss. All members voting yes. Motion carried.



**Motion # 012-2019**

**Operations Manual**

Motion by Larson and seconded by Zemlicka to approve updates to the Operations Manual and its contents for 2019. All members voting yes. Motion carried.

**Motion # 013-2019**

**Golf Rates**

Motion by Spieker and seconded by Kline to set the 2019 golf rates as the same from 2018. All members voting yes. Motion carried.

**Motion # 014-2019**

**Adjourn**

Motion by Cook and seconded by Larson to adjourn. All members voting yes. Motion carried.

Meeting adjourned at 8:36 pm.

This institution is an equal opportunity provider and employer.

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Mayor John Pollock

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Attest: Finance Officer Jackie Luttrell  
(seal)

Published once at the approximate cost of \_\_\_\_\_.

**City of Clark Council Meeting  
February 4, 2019**

**Call to order:** The Clark City Council met in session on February 4, 2019 at 7 pm in the City Hall Council Room.

**Council Members Present:** Brian Cook, Belinda Hanson, Kerry Kline, Dennis Larson (via telephone) Harv Spieker and Andrew Zemlicka.

**Others Present:** Mayor John Pollock, Finance Officer Jackie Luttrell, Chad Fjelland, Jeremy Wellnitz, Roger Collins, Bill Krikac, Don Weigel, Kerrie Johnson, Dustin Zemlicka, Andy Wookey, Cody Wookey and Darin Lewis.

Mayor Pollock called the meeting to order at 7 pm.

**Motion # 015-2019**

**Adopt Agenda**

Motion by Kline and seconded by Zemlicka to adopt the agenda as amended with ITC right away agreement. All members voting yes. Motion carried.

All stood and recited the Pledge of Allegiance.

**Farm Land Lease Auction**

City Attorney Fjelland auctioned off the 2019 farming rights for the 89.13 acres of the retention pond land. Highest bidder was Dustin Zemlicka for \$160 acres.

**Ash Tree Policy**

Darin Lewis, Chairman of the Soil Conservation Office, presented the Ash Tree Policy. He estimates 50% of the trees in city limits are Ash trees and are susceptible to getting the Emerald Ash Borer infestation. This policy plans out the removal and replacement plan.

**Wetland Monitoring**

Clark Engineering, Don Weigel and Kerry Johnson, explained the 5 year wetland management and monitoring requirements. The costs for 2019 are \$3,350 for monthly wetland inspection and \$3,000 for the annual monitoring report.

**Motion # 016-2019**

**2019 Wetland Inspection & Annual Monitoring**

Motion by Hanson and seconded by Zemlicka to authorize Mayor Pollock to sign the 2019 Wetland Inspection & Annual Monitoring proposal for 2019. All members voting yes. Motion carried.

**Motion # 017-2019**

**Foothills Contracting Pay Request # 9**

Motion by Kline and seconded by Hanson to approve to pay Foothills Contracting pay request #9 for \$286,345.16 to be covered by SRF loan and CWFCP grant. All members voting yes. Motion carried.

**Department Updates**

Updates given by Collins, Luttrell and Wellnitz. The street truck approved to purchase in January fell through. Collins back to shopping for new truck. Luttrell asked about advertising on street banners.

**Motion # 018-2019**

**Skid Steer Trade**

Motion by Larson and seconded by Cook to approve trade in of the Gehl skid steer with Westside Implement. All members voting yes. Motion carried.

**Motion # 019-2019**

**Executive Session**

Motion by Cook and seconded by Zemlicka to go into executive session for personnel and contractual issues. All members voting yes. Motion carried.

Executive session began at 7:52 pm and declared out at 8:15 pm.

**Motion # 020-2019**

**Approve Meeting Minutes**

Motion by Kline and seconded by Cook to approve the January 7, 2019 city council and Board of Adjustment meeting minutes. All members voting yes. Motion carried.

**Motion # 021-2019**

**Approve Financials**

Motion by Cook and seconded by Zemlicka to approve the January financial statements. All members voting yes. Motion carried.

**Motion # 022-2019**

**Approve Claims**

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

#	To	For	Amount
1864	City of Clark	utilities	\$ 195.65
1865	SD Dept of Revenue	city sales tax	\$ 31.56
1866	SD Dept of Revenue	golf course sales tax	\$ 36.34
1867	Wellmark BCBS	insurance	\$ 6,542.77
1868	EFTPS	941 taxes	\$ 3,329.10
1874	FuturePOS	cc fees	\$ 215.14
1879	Dacotah Bank	service charge	\$ 5.00
27247	Cook's Wastepaper	garbage collections	\$ 7,027.72
27248	Clark Community Oil	gas	\$ 1,489.00
27249	Clark Rural Water	materials	\$ 9,444.20
27250	Creative Printing	supplies	\$ 110.03
27251	Tony's Collision	repairs	\$ 1,571.78
27252	Northwestern Energy	utilities	\$ 680.78
27253	Child Support Payment Center	child support	\$ 352.62
27254	SD Retirement System	retirement	\$ 3,529.94
1/15/2019	Mayor	payroll	\$ 265.12
Gross	Finance Office	payroll	\$ 2,643.44

**City Council Meeting – February 4, 2019**

<b>#</b>	<b>To</b>	<b>For</b>	<b>Amount</b>
Payroll	Govt Bldg	payroll	\$ 96.69
& Utilities	Police	payroll	\$ 3,540.77
	Streets	payroll	\$ 3,916.63
	Water	payroll	\$ 1,554.65
	Sewer	payroll	\$ 1,554.66
	Transit	payroll	\$ 515.68
	Clubhouse	payroll	\$ 122.02
	Parks	payroll	\$ 513.98
	Library	payroll	\$ 421.16
Overtime & holiday included in the above: D. Altfillisch \$189.53; R. Collins \$388.38			
J. Luttrell \$84.34; T. Silkman \$64.16			

1/29/2019	Mayor	payroll	\$ 215.12
Gross	Finance Office	payroll	\$ 2,499.41
Payroll	Govt Bldg	payroll	\$ 82.04
	Police	payroll	\$ 4,149.97
	Streets	payroll	\$ 4,169.85
	Water	payroll	\$ 1,598.93
	Sewer	payroll	\$ 1,598.92
	Transit	payroll	\$ 335.47
	Clubhouse	payroll	\$ 241.97
	Parks	payroll	\$ 288.81
	Library	payroll	\$ 416.64
Overtime & holiday pay included in the above: D. Altfillisch \$331.66; R. Collins \$633.35;			
T. Silkman \$158.10			

<b>To</b>	<b>For</b>	<b>Amount</b>
A&B Business Solutions	maintenance	\$ 68.08
AT&T Mobility	utilities	\$ 133.74
Cardmember Services	supplies	\$ 371.28
Clark Co. Historical Society	subsidies	\$ 577.00
Clark County Courier	advertising	\$ 163.19
Dakota Dental	insurance	\$ 846.50
Dakota Pump	repairs	\$ 8,750.02
Dekker Hardware	supplies	\$ 1,111.90
Foothills Contracting	improvements	\$ 286,345.16
Forest Excavating	snow removal	\$ 5,707.15
Glass Products Inc.	door replacement	\$ 2,782.00
Good Housekeeping	periodicals	\$ 15.97
Gruenwald Electric	repairs	\$ 114.56
Mack's Standard	gas, tires	\$ 604.00
Northwestern Energy	utilities	\$ 6,744.43

**City Council Meeting – February 4, 2019**

<b>To</b>	<b>For</b>	<b>Amount</b>
Overdrive	SD Titles to Go	\$ 600.00
Pheasantland Industries	supplies	\$ 59.91
Pitney Bowes	postage	\$ 1,020.99
Principle Financial Group	insurance	\$ 39.90
Quill	supplies	\$ 139.67
Readers Digest	periodicals	\$ 19.98
SD Dept of Health	water testing	\$ 30.00
SD Rural Development	sewer revenue bond	\$ 787.00
SD Rural Development	water revenue bond	\$ 908.00
SD Rural Development	sewer revenue bond 2	\$ 1,307.00
Share Corp	degreaser	\$ 1,828.75
Sign Pro	supplies	\$ 93.75
South Dakota One Call	locates	\$ 51.36
Star Laundry	maintenance	\$ 105.42
Sturdevant's	parts	\$ 342.81
U Drive Technology	professional fees	\$ 54.56
US Bank Corporate Trust	SRF Loan 2	\$ 23,096.27
Vision Service Plan	insurance	\$ 329.97
Westside Implement	parts	\$ 1,549.20

**Motion # 023-2019**

**Water Restricted Funds Transfer**

Motion by Larson and seconded by Zemlicka to approve paying the Dakota Pump Inc. bill of \$8,750.02 out of the water restricted for depreciation fund. All members voting yes. Motion carried.

**Motion # 024-2019**

**Resolution #844 Intent to Lease**

Motion by Zemlicka and seconded by Spieker to approve Resolution #844 Intent to Lease farm land to Dustin Zemlicka. All members voting yes. Motion carried.

**Resolution # 844**

A RESOLUTION OF INTENT TO LEASE CITY OWNED PROPERTY TO DUSTIN ZEMLICA.

WHEREAS, the Clark City Council has reviewed and studied the leasing of certain City owned property, legally described as follows:

**Approximately 89.13 acres of cropland (FSA Farm 5729) located in the Southeast Quarter (SE ¼) of Section Seventeen (17), Township One Hundred Sixteen (116) North, Range Fifty-Seven (57) West of the 5<sup>th</sup> P.M., Clark County, South Dakota.**

WHEREAS, the Clark City Council has determined that the leasing of the above-described property would be in the best interest of the City;

WHEREAS, the lease would be for a term exceeding 120 days and for an amount exceeding \$500 in annual value, and pursuant to SDCL 9-12-5.2, the City of Clark must hold a public hearing on the adoption of any Resolution approving a lease of City owned property to a private person or entity for a term exceeding 120 days and for an amount exceeding \$500 in annual value;

WHEREAS, the term and conditions of this lease are as fully set forth in the lease on file in the City Finance Office;

NOW, THEREFORE, BE IT RESOLVED that the City of Clark, a municipal corporation, hereby adopts a Resolution of Intent to enter into a lease of the following described municipally owned property with Dustin Zemlicka.

**Approximately 89.13 acres of cropland (FSA Farm 5729) located in the Southeast Quarter (SE ¼) of Section Seventeen (17), Township One Hundred Sixteen (116) North, Range Fifty-Seven (57) West of the 5<sup>th</sup> P.M., Clark County, South Dakota;**

BE IT FURTHER RESOLVED that a hearing on the adoption of the Resolution to Lease the above described real estate shall be held on Monday, March 4, 2019 at 7:30 PM during the regular meeting of the Clark City Council, to be held in the Council Chambers of the Clark City Hall, 120 North Commercial Street, Clark, South Dakota 57225.

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John Pollock, Mayor  
City of Clark, South Dakota

ATTEST:

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Jackie Luttrell, City Finance Officer

First Reading of Ordinance #557 2019 Pay Revision

**Motion # 025-2019**

**Enter Planning Commission**

Motion by Cook and seconded by Zemlicka to enter into a Planning Commission meeting. All members voting yes. Motion carried.

Joint planning meeting entered 8:26 pm and declared out at 8:28 pm.

**Motion # 026-2019**

**Approve GCC Plat**

Motion by Larson and seconded by Spieker to approve the GCC Addition plat as recommended by the Planning & Zoning Commission. All members voting yes. Motion carried.

**Motion # 027-2019**

**Change April Meeting Date**

Motion by Zemlicka and seconded by Hanson to change the date of the April meeting to April 3, 2019 at 7 pm. All members voting yes. Motion carried.

**Motion # 028-2019**

**ROW Occupancy Agreement**

Motion by Cook and seconded by Spieker to approve a Right of Way application for occupancy for buried fiber optic within the city limits for Interstate Telecommunications Cooperative. All members voting yes. Motion carried.

**Motion # 029-2019**

**Adjourn**

Motion by Cook and seconded by Spieker to adjourn. All members voting yes. Motion carried.

Meeting adjourned at 8:32 pm.

This institution is an equal opportunity provider and employer.

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Mayor John Pollock

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Attest: Finance Officer Jackie Luttrell  
(seal)

Published once at the approximate cost of \_\_\_\_\_.

**City of Clark**  
**Joint Council Meeting & Planning & Zoning Meeting**  
**February 4, 2019**

**Call to order:** The Clark City Council met in joint session as the Planning & Zoning board on February 4, 2019 in the City Hall Council Room.

**Council Members Present:** Brian Cook, Belinda Hanson, Kerry Kline, Dennis Larson (via telephone), Harv Spieker and Andrew Zemlicka.

**Others Present:** Mayor John Pollock, Finance Officer Jackie Luttrell, Chad Fjelland and Bill Krikac,

Mayor Pollock called the meeting to order at 8:26 pm.

Motion by Cook and seconded by Zemlicka to adopt the agenda. All members voting yes. Motion carried.

Sitting as the joint city council and planning and zoning board, the board met to review the GCC Addition plat legally known as GCC Addition in the SW ¼ of Section 1, Township 116 North, Range 58 West of the 5<sup>th</sup> P.M. Clark County, South Dakota.

Motion by Zemlicka and seconded by Kline to recommend approval of the GCC Addition Plat to the Clark City Council. All members voting yes. Motion carried.

Mayor Pollock declared the joint meeting out and reconvened into the city council meeting.

Meeting adjourned at 8:28 pm.

This institution is an equal opportunity provider and employer.

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Mayor John Pollock

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Attest: Finance Officer Jackie Luttrell  
(seal)

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