

2008 Council Meeting Minutes

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**City of Clark Council Meeting
January 7, 2008
7:00 PM**

Call to order: The Clark City Council met in session on January 7, 2008 at 7:00 pm in the City Hall Council Room.

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

Others Present: Mayor Les Solberg, Finance Officer Jackie Luttrell, City Attorney Chad Fjelland, Darin Altfillisch, Roger Collins, Loren Stanley, Delta Anderson, Bill Krikac, Lonnie Anderson, Keith Warren, Bob Benson and John Luttrell

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

Motion # 1-2008

Adopt Agenda

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

Public Input

None.

Department Updates

Darin Altfillisch gave an update on the Water and Sewer departments. Roger Collins gave an update on the snow removal and other street department activities. Loren Stanley stated he has been assisting the Water department with shutoffs and meter replacements. Chief of Police Delta Anderson stated 1,638 miles patrolled in December 2007 with 43 incidents reported. Officer Gravning attended DUI training. Anderson asked for Council permission to contact a carnival from DARE America. Jackie Luttrell gave a finance office update.

Motion # 2-2008

Approve Department Updates

Motion by Heim and seconded by Dreher to approve the department updates.

Motion # 3-2008

Approve Minutes

Motion by Dreher and seconded by Pollock to approve the Council Meeting Minutes from December 26, 2007 All members voting yes. Motion carried.

Motion # 4-2008

Approve Financial Statements

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

Motion # 5-2008

Approve Library Financial Statements

Motion by Pollock and seconded by Streff to approve the Library's 4th quarter financial statements. All members voting yes. Motion carried.

Motion # 6-2008

Approve Claims

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

Additional December Claims

Check #	To	For	Amount
22086-093	Water Dept.	payroll	\$823.74
	Sewer Dept.	payroll	\$823.75
	Street Dept.	payroll	\$2,021.30
	Finance Office	payroll	\$967.53
	Police Dept.	payroll	\$1,766.04
	Sanitation Dept.	payroll	\$283.42
	Parks Dept.	payroll	\$283.43
22094	AFLAC	insurance	\$166.80
22095	American Family Ins.	insurance	\$8.10
22096	Bank of the West	941 taxes	\$2,174.44
22097	SD Retirement	retirement	\$2,709.38
22098	The US Life Insur. Co.	insurance	\$17.80
22099	Wellmark BCBS	insurance	\$3,585.67
22100-113	Water Dept.	payroll	\$87.73
	Sewer Dept.	payroll	\$87.73
	Mayor	payroll	\$364.78
	Finance Office	payroll	\$82.87
	Police Dept.	payroll	\$1,181.56
	Govt. Bldg	payroll	\$178.39
	Library	payroll	\$718.42
	Transit	payroll	\$1,247.56
22114	Bank of the West	941 taxes	\$963.11

New January Claims

To	For	Amount
A-OX Welding	supplies	\$13.18
Carlson Distributing	liquor	\$3,861.50
Child Support Payment	child support	\$138.50
City of Clark	utilities	\$50.50
Clark Community Oil	supplies	\$2,092.53
Clark County Courier	advertising	\$550.25
Clark Fire Dept.	supplies	\$990.56
Clark Rural Water	supplies	\$8,029.80
Cook's Wastepaper	garbage collection	\$805.67
Credit Bureau of Watertown	professional fees	\$128.36
Ed M. Feld Equip.	equipment	\$4,070.00
Ellwein Brothers	liquor	\$9,770.40
FirstNational Bank	SRF loan	\$6,940.29
Fjelland Attorney at Law	legal fees	\$510.40
Forest Excavating	repairs	\$6,977.93
Gruenwald Electric	repairs	\$89.08
ITC	utilities	\$424.25

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To	For	Amount
J&J Heating	repairs	\$143.19
Johnson Brother	liquor	\$11,091.90
K&P Pump	repairs	\$181.63
Ken's	supplies	\$50.25
Mack's	supplies	\$961.30
Mid-States Organized Crime	membership	\$100.00
Midwest Alarm	professional fees	\$261.25
Moritz Publishing	supplies	\$57.10
National Geographic Society	subscription	\$34.00
Olson Auto Parts	maintenance	\$80.65
One Call Systems	locate tickets	\$2.00
Oscar's Machine Shop	repairs	\$447.64
Porter Distributing	liquor	\$422.25
Republic National	liquor	\$9,160.94
SD Dept. of Revenue	sales tax	\$10.78
SD Library Assoc.	dues	\$100.00
SD Rural Development	revenue bond	\$787.00
SD Rural Development	revenue bond	\$908.00
Star Laundry	maintenance	\$49.40
Tee's Plus	supplies	\$1,029.34
UBC	supplies	\$22.36
Westside Implement	supplies	\$30.80
Westside Implement	equipment	\$1,080.00

Small Community Planning Grants

Lonnie Anderson, Clark Engineering, addressed the Council on the process of re-applying for the Small Community Planning Grants for Water and Wastewater. The previously applied for grants expired without getting the projects completed. The City now needs to reapply. Lonnie states his goal is to complete the projects in three months.

Motion # 7-2008

Grant Applications

Motion by Kline and seconded by Heim to authorize the Mayor to sign the Small Community Planning Grant Applications for Water and Wastewater System Studies that provides for 80% State grants by SD DENR for system studies. All members voting yes. Motion carried.

Agenda item Clark Medical Clinic Storm Sewer was moved to Executive Session.

Motion # 8-2008

DARE Supplements

Motion by Streff and seconded by Dreher to approve supplementing the Police Department budget by \$800 for DARE contributions from Rotary (\$200) and Thrivent Financial (\$600). All members voting yes. Motion carried.

Motion # 9-2008

Policy & Procedures Manual

Motion by Dreher and seconded by Streff to approve the City of Clark Policy & Procedures Manual. All members voting yes. Motion carried.

Motion # 10-2008

HRD Board Member

Motion by Kline and seconded by Heim to approve the replacement of Chuck Bokinski with Bruce Brekke for the Clark Housing & Redevelopment Board. All members voting yes. Motion carried.

Motion # 11-2008

Operating Agreement

Motion by Dreher and seconded by Pollock to approve the renewal of the Operating Agreement with the Time Out effective February 2, 2008. All members voting yes. Motion carried.

2007 Liquor Report

Luttrell presented the end of the year Liquor report showing the City made over \$22,220 on the liquor license from the operators.

Water Comparisons/Late List

Luttrell presented the end of year water comparisons and a list of delinquent payers as of the end of 2007.

Vacate Street Request

Being 7:30 pm and 7:35 pm, this was the time and place as advertised in the public notices to hear a request to vacate the following portions of two streets by Luttrell Kennels, LLC:

- That portion of Fourth Avenue North lying within Lot A, Industrial Addition in the SW ¼ of Section 1, T116N, R58W of the 5th P.M., Clark County, South Dakota.
- Industrial Street, except the South 696.96 feet of said street; all of said street being contained within Industrial Addition in the SW ¼ of Section 1, T116N, R58W of the 5th P.M., Clark County, South Dakota.

Council heard comments from Bob Benson, John and Jackie Luttrell, Lonnie Anderson and Chad Fjelland. Luttrell states that they purchased all the land, including the land platted as a road from Clark Industrial Development. Benson wishes the plat to remain with the road to allow access to his land that lies to the north and west of Lot A and also to allow access in the event some type of development were to come. Luttrell states the majority of drivers on these roads are the younger generation with their off road vehicles or pickups and they are concerned about their property and liability. Fjelland will research if a gate can be constructed to block the traffic and the issues will be readdressed at the February meeting.

Municipal Govt. Day

No interest by Council to attend.

Motion # 12-2008

Executive Session

Motion by Dreher and seconded by Streff to close regular session and enter into Executive Session for personnel and contractual issues. All members voting yes. Motion carried.

Executive session began at 8:00 pm and ended at 8:30 pm.

Motion # 13-2008

Skating Rink Attendant

Motion by Streff and seconded by Kline to officially hire Michele Pickrel for the seasonal skating rink attendant position at a pay of \$6.50/hour. All members voting yes. Motion carried.

Motion # 14-2008

Adjourn

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

Meeting adjourned at 8:32 pm.

Mayor Lester C. Solberg

Attest: Finance Officer Jackie Luttrell
(seal)

**City of Clark Council Meeting
February 4, 2008
7:00 PM**

Call to order: The Clark City Council met in session on February 4, 2008 at 7:00 pm in the City Hall Council Room.

Council Members Present: Larry Dreher, Louann Streff, Kerry Kline and John Pollock. Don DesLauriers and Roberta Heim were absent.

Others Present: Mayor Les Solberg, Finance Officer Jackie Luttrell, City Attorney Chad Fjelland, Darin Altfillisch, Roger Collins, Loren Stanley, Bill Krikac, Dean Kirkeby and his boy scout troupe #23.

Mayor Solberg called the meeting to order at 7:10 pm.

Motion # 15-2008

Adopt Agenda

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

Public Input

Boy Scout Troupe #23 addressed the council with their citizenship merit badge project. They would like to paint the playground equipment at Dickinson Park. They advised the Council of their availability for flag ceremonies, community projects and other project they have done or are willing to do.

Department Updates

Stanley stated he is learning the Sewer plant jobs to assist Altfillisch while out on medical leave. He is working on getting a quote to upgrade the mower and getting new park benches and picnic tables.

Collins gave an update on street projects, including the need to make road repairs at the corner of N. Smith and 2nd Ave. N.

Altfillisch stated he has been working on State reports for the sewer and water plants, and preparing Roger and Loren on performing his tasks while out on medical leave.

Anderson gave the police report. Council discussed a police clothing allowance. Finance Officer Luttrell gave an IRS guideline on choosing the style of allowance to be given – accountable or non-accountable.

Luttrell gave a Finance Office update that end of year entries are almost done and in the process of doing reporting for the State. Med Van building project is moving along and State will be going out of bids shortly.

Motion # 16-2008

Department Updates

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

Motion # 17-2008

Police Clothing Allowance

Motion by Streff and seconded by Pollock to approve a \$300 clothing allowance for full-time officers using the IRS Accountable Plan, and approve up to one uniform for part-time officers. All members voting yes. Motion carried.

Motion # 18-2008

Approve Minutes

Motion by Dreher and seconded by Kline to approve the Council Meeting Minutes from 1/17/08. All members voting yes. Motion carried.

Motion # 19-2008

Approve Financial Statements

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

Motion # 20-2008

Approve Claims

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

Additional January Claims

Check #	To	For	Amount
22162	Cook's Wastepaper	utilities	\$ 36.74
22163	Bank of the West	loan payment	\$ 930.00
22164	Republic National	liquor	\$ 3,535.47
22165-22173	Water Dept.	payroll	\$ 860.37
	Sewer Dept.	payroll	\$ 860.37
	Streets Dept.	payroll	\$ 1,946.43
	Police Dept	payroll	\$ 1,768.08
	Finance Office	payroll	\$ 1,023.67
	Sanitation	payroll	\$ 298.81
	Parks	payroll	\$ 755.01
22174	Bank of the West	941 taxes	\$ 2,276.59
22175	Child Support	child support	\$ 138.50
22176	alltel	utilities	\$ 123.21
22177	Dacotah Bank	loan payment	\$ 3,655.42
22178	ITC Rural Economic Dev.	loan payment	\$ 2,813.54
22179	Jackie Luttrell	mileage	\$ 65.98
22180-22188	Water Dept.	payroll	\$ 762.23
	Sewer Dept.	payroll	\$ 762.24
	Streets Dept.	payroll	\$ 1,870.28
	Finance Office	payroll	\$ 949.86
	Police Dept	payroll	\$ 1,768.08
	Sanitation	payroll	\$ 298.81
	Parks	payroll	\$ 607.83
22189	AFLAC	insurance	\$ 228.90
22190	American Family Insur.	insurance	\$ 8.10

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Check #	To	For	Amount
22191	Bank of the West	941 taxes	\$ 2,217.00
22192	Child Support	child support	\$ 138.50
22193	VOID		
22194	The US Life Insur. Co.	insurance	\$ 17.80
22195	Wellmark BCBS	insurance	\$ 4,123.51
22196-22209	Water Dept.	payroll	\$ 80.80
	Sewer Dept.	payroll	\$ 80.81
	Mayor	payroll	\$ 373.25
	Finance Office	payroll	\$ 69.75
	Police Dept	payroll	\$ 946.78
	Govt. Bldg.	payroll	\$ 183.93
	Library	payroll	\$ 738.65
	Transit	payroll	\$ 1,073.97
22210	Bank of the West	941 taxes	\$ 863.32
22211	SD Retirement System	retirement	\$ 2,623.30
22212	Petty Cash	supplies	\$ 53.69
22213	Carmen Kloster	payroll	\$ 3.69
22214	Bank of the West	941 taxes	\$ 0.62

New February Claims

To	For	Amount
A&B Business Inc.	copier maintenance	\$60.16
A-OX	supplies	\$8.99
Baker & Taylor Books	books	\$41.94
Banyon Data Systems	support	\$195.00
Cardmember Services	professional fees	\$30.00
Carlson Distributing	liquors	\$3,380.10
Carrot Top Industries	supplies	\$178.37
Chief	police supplies	\$25.98
Clark Chamber of Commerce	subsidies	\$3,000.00
Clark Community Oil	supplies	\$1,724.40
Clark County Courier	advertising	\$114.64
Clark Co. Historical Society	subsidies	\$560.00
Clark Doland Concrete	supplies	\$109.46
Credit Bureau of Watertown	professional fees	\$43.44
Dacotah Bank	loan payment	\$3,655.42
Dacotah Bank	loan payment	\$4,599.95
Desnoyers Hardware	supplies	\$224.40
Ellwein Brothers	liquors	\$8,465.40
Fjelland Attorney at Law	legal fees	\$222.40
Grafix Shoppe	supplies	\$688.19
Gruenwald Electric	repairs	\$160.18
ITC Rural Economic	loan payment	\$2,813.54
ITC	utilities	\$427.12
Johnson Brothers	liquors	\$6,219.42
Mack's	supplies	\$701.94
Milbank Communication	repairs	\$1,301.37
Milbank Winwater	supplies	\$8,094.88

City Council Meeting – February 4, 2008

To	For	Amount
Moritz Publishing	supplies	\$146.60
NAPA	supplies	\$67.02
Northwestern Energy	utilities	\$8,529.97
Olson Auto Parts	supplies	\$35.35
Olson Motor Company	repairs	\$342.13
Oscar's Machine Shop	repairs	\$418.69
Pitney Bowes	postage	\$518.99
Quill	supplies	\$126.60
Reader's Digest	subscription	\$29.98
Ritter's Repair	maintenance	\$200.00
SD Dept. of Revenue	professional fees	\$288.00
SD Dept. of Revenue	sales tax	\$11.23
SD Public Assurance Alliance	insurance	\$25,461.47
SD Rural Development	sewer revenue bond	\$787.00
SD Rural Development	water revenue bond	\$908.00
Star Laundry	maintenance	\$49.40
Time	subscription	\$70.35
UBC	supplies	\$260.70
USA Blue Book	water supplies	\$56.83
Westside Implement	supplies	\$7.90

Motion # 21-2008

Restricted Sewer Funds

Motion by Kline and seconded by Pollock to pay the Milbank Winwater bill of \$8094.88 out of the Sewer Restricted Depreciation fund. All members voting yes. Motion carried.

Motion # 22-2008

Audit Proposal

Motion by Dreher and seconded by Pollock to approve the 2007 audit proposal by William Neale & Co. for \$52.50/hour, not to exceed \$13,650. All members voting yes. Motion carried.

Regional Development Survey

Council handed in the survey given to them in their packets. This is a Rural Development Survey from First District.

1st Reading Ordinance 4.30 Animal Licensing

Council reviewed the first reading of an ordinance to update the licensing fee for pet licenses for a two year period at a cost of \$5.00.

Motion # 23-2008

Sportsman Operating Agreement

Motion by Kline and seconded by Pollock to renew the Sportsman's Operating Agreement for 3/5/08 – 3/5/09. All members voting yes. Motion carried.

Motion # 24-2008

Playhouse Operating Agreement

Motion by Kline and seconded by Streff to renew the Playhouse Operating Agreement for 4/2/08 – 4/2/09. All members voting yes. Motion carried.

Motion # 25-2008

Equalization Meeting

Motion by Dreher and seconded by Streff to set the Equalization Meeting for March 17, 2008 at 7 pm. All members voting yes. Motion carried.

Motion # 26-2008

Municipal Election

Motion by Dreher and seconded by Pollock to set the date for the 2008 Municipal Election for April 8, 2008. Terms expiring include Mayor, Council Ward I, Council Ward II and Council Ward III. All members voting yes. Motion carried.

Motion # 27-2008

Seasonal Employment

Motion by Pollock and seconded by Kline to advertise for the following seasonal employment jobs at the following pay scales: Pool Manager \$8.25/hour, Lifeguard \$7.25/hour (7 positions), Softball and Baseball Coach \$7.25/hour (2 positions) plus mileage to away games, Landfill Attendant \$7.75/hour, Landfill Attendant Assistant \$7.50/hour and a City Maintenance Worker \$7.25/hour. All members voting yes. Motion carried.

Motion # 28-2008

2008 Bids

Motion by Streff and seconded by Dreher to approve to advertise for a backhoe operator for water and sewer repairs and a solid waste collections contracts, both contracts renewing April 1, 2008. All members voting yes. Motion carried.

Quarterly Awards

Nominees were discussed for quarterly awards.

Motion # 29-2008

Executive Session

Motion by Dreher and seconded by Streff to close regular session to enter executive session for a personnel issue. All members voting yes. Motion carried.

Executive session began at 8:11 pm and ended at 8:19 pm.

Motion # 30-2008

Adjourn

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

Meeting adjourned at 8:20 pm.

Mayor Lester C. Solberg

Attest: Finance Officer Jackie Luttrell
(seal)

**City of Clark Council Meeting
March 3, 2008
6:30 PM**

Call to order: The Clark City Council met in session on March 3, 2008 at 6:30 pm in the City Hall Council Room.

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

Others Present: Mayor Les Solberg, Finance Officer Jackie Luttrell, City Attorney Chad Fjelland, Roger Collins, Loren Stanley, Delta Anderson, Bill Krikac, Michael Cook, Jason Coenen, Dean Kirkeby and Wayne Orris.

Mayor Solberg called the meeting to order at 6:30 pm.

Motion # 31-2008

Adopt Agenda

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

Public Input

Emergency Manager Jason Coenen explained that first responders, including the Council, are now required to take additional NMIS courses 300 and 400.

Department Updates

Loren Stanley reported that he has been performing Sewer duties while Altfillisch is out on medical leave. Mower upgrade is ready for review later in the meeting.

Roger Collins reported he has been performing Water duties while Altfillisch is out on medical leave and now busy getting the sweeper ready.

Police Chief Anderson reported 1,415 miles patrolled, 40 traffic stops, 7 citations, 3 DUI, 5 motor assists, 2 welfare checks, 8 driving complaints and 11 assists for other agencies. Officer Gravning completed firearms training and completed his LEO training. Both officers completed radar training.

Finance Officer Luttrell reported annual report is completed, election will be held on April 8, 2008 for Mayor and Ward III Council, utility billing, payroll, miscellaneous election and reporting duties and commodities.

Motion # 32-2008

Street Maintenance Meeting

Motion by DesLauriers and seconded by Heim to approve Roger Collins travel and conference expenses to attend the Street Maintenance Association Meeting in Mitchell, SD on April 16-17, 2008. All members voting yes. Motion carried.

Motion # 33-2008 **2008 Municipal Election**
 Motion by Dreher and seconded by Streff to approve the 2008 municipal election for April 8, 2008 for the offices of Mayor and Ward III Council. Ward I and Ward II council running unopposed are Larry Dreher and Paul Fuller, respectively. All members voting yes. Motion carried.

Motion # 34-2008 **Grant Writing Workshop**
 Motion by Kline and seconded by Dreher to approve Rae Jean Flora’s travel and conferences expenses for a grant writing workshop in Sioux Falls, SD on April 17-18, 2008 . All members voting yes. Motion carried.

Motion # 35-2008 **Department Updates**
 Motion by Dreher and seconded by DesLauriers to approve the department updates. All members voting yes. Motion carried.

Motion # 36-2008 **Approve Minutes**
 Motion by Pollock and seconded by Streff to approve the Council Meeting Minutes from February 4, 2008. All members voting yes. Motion carried.

Motion # 37-2008 **Approve Financial Statements**
 Motion by Heim and seconded by Kline to approve the financial statements. All members voting yes. Motion carried.

Motion # 38-2008 **Restricted Claim**
 Motion by Pollock and seconded by Dreher to approve to pay Milbank Winwater bill of \$9,010 for meters out of the restricted cash fund, split equally between the Water and Sewer funds. All members voting yes. Motion carried.

Motion # 39-2008 **Approve Claims**
 Motion by Dreher and seconded by DesLauriers to approve the following claims. All members voting yes. Motion carried.

Paid February Claims

Check #	To	For	Amount
172	City of Clark	utilities	\$50.50
16421	Dacotah Bank	loan payment	\$5,317.70
22258	Cook's Wastepaper	utilities	\$36.74
22259	Porter Distributing	liquor	\$493.50
22260	Cook's Wastepaper	garbage collections	\$5,046.63
22261	Clark Rural Water	water supplies	\$8,380.80
22262	Republic National	liquor	\$5,906.86
22263	Bank of the West	loan payment	\$930.00
22264-22272	Water Dept.	payroll	\$787.65
	Sewer Dept.	payroll	\$787.65
	Streets Dept.	payroll	\$1,937.28
	Finance Office	payroll	\$986.77
	Police Dept.	payroll	\$1,768.08

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Check #	To	For	Amount
	Sanitations Dept.	payroll	\$298.81
	Parks Dept.	payroll	\$568.94
22273	Bank of the West	941 taxes	\$2,163.00
22274	Child Support Payments	child support	\$138.50
22275	Alltel	utilities	\$123.46
22276	Dacotah Bank	loan payment	\$3,228.30
22277-22285	Water Dept.	payroll	\$424.93
	Sewer Dept.	payroll	\$424.94
	Streets Dept.	payroll	\$1,968.87
	Finance Office	payroll	\$986.77
	Police Dept.	payroll	\$1,888.58
	Sanitations Dept.	payroll	\$303.82
	Parks Dept.	payroll	\$555.94
22286	AFLAC	payroll	\$228.90
22287	American Family Insur.	insurance	\$8.10
22288	Bank of the West	941 taxes	\$1,873.58
22289	Child Support Payments	child support	\$18.00
22290	SD Retirement Systems	retirement	\$2,495.20
22291	The US Life Insurance Co.	insurance	\$17.80
22292	Wellmark BCBS	insurance	\$4,123.51
22293-22303	Water Dept.	payroll	\$103.69
	Sewer Dept.	payroll	\$103.69
	Mayor	payroll	\$373.25
	Police Dept.	payroll	\$810.22
	Govt. Bldg	payroll	\$175.85
	Library	payroll	\$686.32
	Transit	payroll	\$1,055.30
22304	Bank of the West	941 taxes	\$717.81

New Claims

To	For	Amount
A&B Business Solutions	copier maintenance	\$67.57
Automatic Systems	water repairs	\$1,164.50
Book of the Month Club	books	\$40.95
Butler Machinery	repairs	\$330.10
Cardmember Services	supplies	\$33.81
Clark Co. Courier	advertising	\$307.77
Clark Community Oil	supplies	\$1,174.28
Clark County Historical Society	subsidies	\$560.00
Credit Bureau of Wtn.	collections fee	\$4.00
Dacotah Bank	I/D loan payment	\$3,655.42
Desnoyers Hardware	supplies	\$546.57
Doubleday Large Print	books	\$7.98
Ecolab	maintenance	\$72.00
Fjelland Attorney at Law	legal fees	\$100.00
Forest Excavating	supplies	\$8,799.26
Gruenwald Electric	repairs	\$1,211.96
ITC Rural Economic	I/D loan payment	\$2,813.54

City Council Meeting – March 3, 2008

To	For	Amount
ITC	utilities	\$516.97
Jim Fielder	painting	\$480.00
Johnson Brother Famous	liquor	\$3,731.83
Ken's	supplies	\$123.05
Mack's Standard	supplies	\$457.16
Michael Gravning	travel	\$140.14
Michael Todd	repairs	\$662.30
M&T Fire & Safety	equipment	\$1,553.56
NAPA Auto Parts	supplies	\$91.54
Northwestern Energy	utilities	\$7,586.29
Olson Auto Parts	repairs	\$236.76
Olson Motor Co.	maintenance	\$42.34
Oscar's Machine Shop	supplies	\$166.95
Petty Cash	supplies	\$38.68
Pitney Bowes	meter rental	\$105.00
Share Corp.	supplies	\$161.12
SD Dept of Revenue	water testing	\$200.00
SD Dept of Revenue	sales tax	\$1.62
SD Law Enforcement	supplies	\$5.00
SD Rural Development	water revenue bond	\$908.00
SD Rural Development	sewer revenue bond	\$787.00
Star Laundry	maintenance	\$49.40
The Library Store	supplies	\$28.60
Literacy Guild	books	\$47.28
Trav's Outfitter	clothing	\$29.99
Ulverscroft Large Print Books	books	\$32.50
Westside Implement	supplies	\$14.10
Woodring Plumbing	repairs	\$218.44

Finance Officer Luttrell reviewed the ending financials statements for 2007 and Annual Report that will be published in this week's paper.

Motion # 40-2008

2007 Annual Report

Motion by Kline and seconded by Dreher to approve the 2007 Annual Report and authorize submission to the State. All members voting yes. Motion carried.

Quarterly Award

At this time, Mayor Solberg presented Myra "Mike" Hartley with the 4th Quarter 2007 Quarterly Award for her contributions to the community.

Motion # 41-2008

2007 Library Survey

Motion by Pollock and seconded by Heim to approve the 2007 SD Public Library Survey. All members voting yes. Motion carried.

Motion # 42-2008

Pool Painting

Motion by Dreher and seconded by DesLauriers to approve the bid from A-1 Auto & Truck Collision Repair for \$24,050 to sandblast and repaint the pool this Spring. All members voting yes. Motion carried.

Fire Protection Agreements

Dean Kirkeby and Wayne Orris addressed the Council on the desire of the townships to have fire protection agreements. City Attorney Fjelland will draw up draft agreements to be reviewed at a later date. Rate increases should be written into the contract to allow the townships budget planning.

Transit Building

The State grant for a new med van building is proceeding with advertisements out the past couple of weeks. Bid opening is schedule for 3/14/08 at the State.

Motion # 43-2008

Mower Upgrade

Motion by Pollock and seconded by Heim to approve the Mayor to sign the purchase order from Codington-Clark Equipment for \$2,823.00 for a trade in on the mower and upgrade to a John Deere 757 60” mower and to split the costs at 90% Parks and 10% Sewer. All members voting yes. Motion carried.

Motion # 44-2008

One Day Liquor License

Motion by Pollock and seconded by Dreher to approve a one day liquor license for the Clark American Legion for a wedding on 3/22/08 from 4 pm to 2 am. All members voting yes. Motion carried.

Motion # 45-2008

One Day Liquor License

Motion by Heim and seconded by Kline to approve a one day liquor license for the Clark American Legion for the Pro Pheasants Banquet on 3/28/08 from 4 pm to 2 am. All members voting yes. Motion carried.

Motion # 46-2008

Ordinance # 474 Title 4 – Animal Revision

Motion by Dreher and seconded by Kline to approve Ordinance #474 – An Ordinance Amending Clark Municipal Code Title 4 – Animals, Chapter 4.30 Licensing. All members voting yes. Motion carried.

District Meeting

The District 1 Annual Meeting is being held in Britton on April 1, 2008. A closer meeting will be in Redfield on April 16. Council will check their schedule and reservations will be decided at the Equalization meeting on 3/17/08.

Bid Opening

This being 7:30 pm and the scheduled time for the advertised bid opening for Solid Waste Collections bid and Backhoe Operator bid for water and sewer repairs. The bids were opened and read as follows:

Solid Waste Collection: Cook’s Wastepaper & Recycling was the only bidder at a rate of \$10.35 per household, holding steady the price from 2007. Bid includes recycling twice a month plus the option for an additional cart at \$5.00 per cart per month.

Backhoe Operator for Water & Sewer Repairs: Forest Excavating was the only bidder at the rate of \$70/hour for backhoe and operator, plus \$30/hour for extra man.

Motion # 47-2008

Solid Waste Collection Bid

Motion by DesLauriers and seconded by Pollock to approve the bid from Cook's Wastepaper & Recycling for \$10.35/month per household, including recycling and \$5/month for an extra cart. This is a one year contract effective May 1, 2008. All members voting yes. Motion carried.

Motion # 48-2008

Backhoe Operator Bid

Motion by Kline and seconded by Heim to approve the Forest Excavating bid for water and sewer repairs for \$70/hour for backhoe and operator, plus \$30/hour extra man. This is a one year contract effective May 1, 2008. All members voting yes. Motion carried.

Motion # 49-2008

Executive Session

Motion by Dreher and seconded by DesLauriers to close regular session and enter into executive session for personnel issues. All members voting yes. Motion carried.

Executive session began at 7:32 pm and ended at 8:01 pm.

Motion # 50-2008

Accept Resignation

Motion by Dreher and seconded by Streff to accept the resignation of Shawn Anderson as police dispatcher effective immediately. All members voting yes. Motion carried.

Motion # 51-2008

Adjourn

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

Meeting adjourned at 8:02 pm.

Mayor Lester C. Solberg

Attest: Finance Officer Jackie Luttrell
(seal)

**City of Clark Equalization Meeting
March 17, 2008
7:00 PM**

Call to order: The City of Clark Review Board met in session on March 17, 2007 at 7:00 pm in the City Hall Council Room for the annual Equalization meeting to review the assessment role.

Review Board Members Present: Don DesLauriers, Larry Dreher, Louann Streff, Kerry Kline, Roberta Heim and John Pollock.

Others Present: Mayor Les Solberg, Finance Officer Jackie Luttrell, City Attorney Chad Fjelland, Bill Krikac, Clark County Director of Equalization Dave Paulson and Clark School Board Member Janelle Paschen.

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

Adopt Agenda

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

Finance Officer Luttrell stated no appeals were filed.

Clark County Director of Equalization was present to explain the assessment process.

Assessment Role

Motion by Dreher and seconded by DesLauriers to approve the assessment role as accurate and complete. All members voting yes. Motion carried.

Adjourn

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

Meeting adjourned at 7:39 pm.

Mayor Lester C. Solberg

Attest: Finance Officer Jackie Luttrell
(seal)

**City of Clark Council Meeting
March 17, 2008
7:00 PM**

Call to order: The Clark City Council met in session on March 17, 2008 following the Equalization meeting in the City Hall Council Room.

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

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

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

Motion # 52-2008 **Adopt Agenda**
Motion by Dreher and seconded by Heim to adopt the agenda. All members voting yes.
Motion carried.

Motion # 53-2008 **Approve Minutes**
Motion by DesLauriers and seconded by Pollock to approve the Council Meeting Minutes from March 3, 2008. All members voting yes. Motion carried.

Motion # 54-2008 **Approve Claims**
Motion by Kline and seconded by Dreher to approve the following claims. All members voting yes. Motion carried.

Additional Paid Claims

Check #	To	For	Amount
176	City of Clark	utilities	\$50.50
22348	Cook's Wastepaper	garbage collection	\$5,009.25
22349	Codington-Clark Equipment	mower upgrade	\$2,823.00
22350	Bank of the West	sludge tank loan	\$1,430.00
22351-59	Water Dept.	payroll	\$424.93
	Sewer Dept.	payroll	\$424.94
	Streets Dept.	payroll	\$1,908.30
	Finance Office	payroll	\$986.77
	Police Dept.	payroll	\$1,888.58
	Sanitation Dept.	payroll	\$298.81
	Parks Dept.	payroll	\$463.90
22360	Bank of the West	941 taxes	\$1,836.93
22361	Child Support Payment	child support	\$18.00

New March Claims

To	For	Amount
A&B Business	maintenance contract	\$53.81
A-OX Welding Supply	supplies	\$8.99
alltel	utilities	\$124.95
BW Insurance Agency	insurance	\$669.23
Carlson Distributing	liquor	\$2,324.35
Caterpillar Financial Services	loan payment	\$24,265.45
Chief Supply	supplies	\$328.95
Clark Rural Water	water	\$8,037.90
Cook's Wastepaper	utilities	\$36.74
Credit Bureau of Wtn.	collection fees	\$4.00
Ellwein Brothers	liquor	\$4,874.40
First Response Equipment	fire dept supplies	\$594.99
Forest Excavating	repairs	\$193.80
Fuller Country Computers	supplies	\$50.00
Itron	maintenance contract	\$536.64
Ken's	supplies	\$62.80
Lyle Signs	supplies	\$96.20
McLeod's	supplies	\$82.53
Moritz Publishing	supplies	\$196.40
One Call Systems	professional fees	\$3.00
Porter Distributing	liquor	\$250.00
Quill	supplies	\$66.66
Republic National	liquor	\$4,837.46
Sanitation Products	repairs	\$145.81
Trav's Outfitters	clothing	\$99.98
UBC	supplies	\$675.16
Watertown Rec. Center	classes	\$480.00

Motion # 55-2008

Resolution #771

Motion by Kline and seconded by DesLauriers to approve Resolution #771 – A Resolution setting forth a schedule of rates for the use of the city dump and approve the dump opening date and hours. All members voting yes. Motion carried.

RESOLUTION NO. 771

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

BE IT RESOLVED that the following schedule of rates shall be effective as of the date of this Resolution for use of the City of Clark Rubble Site.

Pickup load	\$7	Mattress & box spring	\$4
Pickup load – trees	\$5	Washer or Dryer.....	\$4
Truck load – trees.....	\$10	Hot water heater	\$4
		Furnace	\$4

City Council Meeting – March 17, 2008

Grass clippings, leaves or woodchips ... Free
Pickup load – shingles.....\$15
Truckload – shingles.....\$25
Truckload – wood\$20
Cement, bricks (first load weighed) \$5/ton
Asphalt (first load weighed) \$5/ton

Fridge, Freezer, A/C Units:
Freon removed..... \$5
Freon NOT removed\$25
Bathtub, sink, shower, toilet (porcelain)..... \$4
Bike, exercise equipment, metal lawn chairs,
metal lawn decorations \$2/unit

Will Not Accept

Mowers, weed-eaters, riding lawn mowers,
root tillers \$1/unit
Car fenders, hood, truck lids
or sheet metal \$1/unit
Car or truck motor with no oil.....\$5
Transmission with no oil\$5
Car bodies without frame.....\$5
Trailer load of scrap metal (scraps less than
3 feet long).....\$5

- No farm equipment (tractors, field equipment, etc.)
- No plastic, paper, styrofoam or cardboard
- No fuel barrels of any kind of size
- No raw food products or animal carcass
- No grain or feed produce
- No batteries
- No tires
- No whole trees or parts of trees longer than 20 feet

BE IT FURTHER RESOLVED that the rubble site attendant shall make all determinations as to the rate payable to the City of Clark prior to dumping of any items or loads and said determination shall be final.

BE IT FURTHER RESOLVED that the rubble site shall be open for use only to these persons who are served by the City water, sewer or garbage service.

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

Passed and Adopted: March 17, 2008.

Attest: Jackie Luttrell, Finance Officer

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

* * * * *

Motion # 56-2008

District Meeting

Motion by Dreher and seconded by Pollock to approve two attendees for the District Meeting to be held in Redfield, SD on April 16, 2008. All members voting yes. Motion carried.

Transit Building Bid Opening

The bid opening for the transit building was held on March 14, 2008 at 3pm in Pierre, SD. The submitted bids were as follows: Gray Construction - \$144,100, Sharpe Enterprises - \$97,131, Witt Construction - \$110,000, Seefeldt Construction \$160,623 and Buskerud Construction - \$99,650.

Motion # 57-2008

Accept Bid

Motion by Dreher and seconded by Pollock to approve the lowest bid for the transit building from Sharpe Enterprises for \$97,131. All members voting yes. Motion carried.

Motion # 58-2008

Arbor Day

Motion by Pollock and seconded by Heim to approve April 25, 2008 as Arbor Day. All members voting yes. Motion carried.

Time Capsule

Kline addressed the council on the possibilities of moving the time capsule out of Flat Iron Park to make room for the new landscaping project. Council will hear suggestions and concerns from citizens and handle any decisions at the next meeting.

Motion # 59-2008

Election Workers

Motion by DesLauriers and seconded by Dreher to approve the election workers and pay at \$8.25/hour for the superintendent and \$8.00/hour for two workers. All members voting yes. Motion carried.

Motion # 60-2008

Canvas Meeting

Motion by Dreher and seconded by Streff to set April 14, 2007 at 7:00 pm as the Canvas Election meeting for the election to be held on April 8, 2008. All members voting yes. Motion carried.

Quarterly Award

Nominations were discussed for recipients for the next quarterly award.

Motion # 61-2008

Executive Session

Motion by DesLauriers and seconded by Dreher to close regular session and convene into executive session for contractual and personnel issues. All members voting yes. Motion carried.

Executive session began at 7:49 pm and ended at 9:11 pm.

Motion # 62-2008

Pool Employees

Motion by Dreher and seconded by Streff to approve the following pool employees for the 2008 pool seasons: Manager - Renae Mudgett at \$8.25/hour; Lifeguard/Water Safety Instructors - Caitlyn Bjerke, Heather Borns, Brandi Carpenter, Haley DesLauriers and Chelsi Paulson, Carly DesLauriers at \$7.25/hour, and Lifeguard – Kayla Flatten at \$7.00/hour. Members voting yes include Dreher, Streff, Heim and Pollock. Members abstaining DesLauriers and Kline.

Motion # 63-2008

Landfill Attendants

Motion by Pollock and seconded by Heim to approve hiring Floyd Sjoberg as the head attendant for the landfill at a pay of \$7.75/hour and assisting him, Ronnie Schorg, at a pay of \$7.50/hour. All members voting yes. Motion carried.

Motion # 64-2008

Coaches

Motion by DesLauriers and seconded by Streff to approve the following applicants for coaches at a pay of \$7.25/hour for the summer rec program: Brandon Varilek, Malory Bartels and Becky Jenkins. All members voting yes. Motion carried.

Motion # 65-2008

Report

Motion by Dreher and seconded by Pollock to report the summer maintenance worker position with applications due 5 pm on April 14, 2008. All members voting yes. Motion carried.

Motion # 66-2008

Salary Increase

Motion by Pollock and seconded by Streff to increase Police Chief Delta Anderson's salary by \$600/year retroactive back to January 1, 2008. All members voting yes. Motion carried.

Motion # 67-2008

Adjourn

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

Meeting adjourned at 9:19 pm.

Mayor Lester C. Solberg

Attest: Finance Officer Jackie Luttrell
(seal)

**City of Clark Council Meeting
April 7, 2008
7:00 PM**

Call to order: The Clark City Council met in session on April 7, 2008 at 7:00 pm in the City Hall Council Room.

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

Others Present: Mayor Les Solberg, Finance Officer Jackie Luttrell, City Attorney Chad Fjelland, Roger Collins, Mike Gravning, Loren Stanley, Bill Krikac, Keith Warren, DuWayne Wallen and Gayle Wookey.

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

Motion # 68-2008

Adopt Agenda

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

Public Input

None.

Department Updates

Collins gave a street department update. Collins requested concrete pad in front of shop door, ceiling fans for the shop, a tanker of oil for sealing, cold mix and approval to attend mosquito school in Aberdeen.

Stanley gave a park and dump update. The dump is now open with reduced days. A sidewalk along Hwy 212 for Flat Iron Park was quoted at \$3,100 from Werdel Construction.

Gravning gave the police report in Anderson's absence. Anderson is requesting to attend a police chief conference in Sioux Falls. Council would like to know if credit hours will apply.

Luttrell gave a finance office update. She has received over 50 absentee ballots for election to be held tomorrow. Requested approval to submit voucher for gas used to deliver council packets and going out for absentee ballots.

Motion # 69-2008

Department Updates

Motion by Dreher and seconded by DesLauriers to approve the department updates. All members voting yes. Motion carried.

Motion # 70-2008 **Police Chief Association Meeting**
Motion by Streff and seconded by Dreher to approve Police Chief Anderson to attend the Police Chief Association meeting in Sioux Falls, on April 23-25, 2008 if training hours count toward his certification hours. All members voting yes. Motion carried.

Motion # 71-2008 **Mosquito Spraying School**
Motion by Heim and seconded by Kline to authorize Roger Collins and John Pickrel to attend mosquito school in Aberdeen on April 23. All members voting yes. Motion carried.

Motion # 72-2008 **Fans**
Motion by Dreher and seconded by DesLauriers to approve Collins to purchase three ceiling fans to have installed in the Shop. All members voting yes. Motion carried.

Motion # 73-2008 **Resealing Oil**
Motion by DesLauriers and seconded by Dreher to authorize Collins to purchase a tanker of resealing oil, approximately 6,500 gallons, for sealing cracks at a cost of \$1.86/gallon. All members voting yes. Motion carried.

Motion # 74-2008 **Concrete Pad**
Motion by Heim and seconded by Streff to approve the quote from Werdel Construction to install a concrete pad in front of the shop door at a quoted price of \$5,800. All members voting yes. Motion carried.

Motion # 75-2008 **Approve Minutes**
Motion by Dreher and seconded by Pollock to approve the Council Meeting Minutes from March 17, 2008. All members voting yes. Motion carried.

Motion # 76-2008 **Approve Minutes**
Motion by Dreher and seconded by Pollock to approve the Equalization Meeting Minutes from March 17, 2008. All members voting yes. Motion carried.

Motion # 77-2008 **Approve Financial Statements**
Motion by Heim and seconded by Kline to approve the financial statements. All members voting yes. Motion carried.

Motion # 78-2008 **Approve Library Statements**
Motion by Heim and seconded by Kline to approve the financial statements from the Library. All members voting yes. Motion carried.

Motion # 79-2008 **Approve Claims**
Motion by Kline and seconded by Streff to approve the following claims. All members voting yes. Motion carried.

City Council Meeting – April 7, 2008

Paid Claims

Check #	To	For	Amount
177	Bank of the West	banking fee	\$54.94
22389	McLeod's Printing	supplies	\$25.15
22390-22403	Water Dept.	payroll	\$113.98
	Sewer Dept.	payroll	\$113.98
	Mayor	payroll	\$373.25
	Finance Office	payroll	\$11.78
	Police	payroll	\$984.47
	Govt. Bldg	payroll	\$208.17
	Library	payroll	\$767.89
	Transit	payroll	\$1,005.51
22404	Bank of the West	941 taxes	\$775.82
22405-22413	Water Dept.	payroll	\$424.93
	Sewer Dept.	payroll	\$424.94
	Streets Dept.	payroll	\$2,031.06
	Finance Office	payroll	\$1,006.01
	Police	payroll	\$1,994.41
	Sanitation	payroll	\$298.81
	Park	payroll	\$310.82
22414	AFLAC	insurance	\$228.90
22415	American Family Insur.	insurance	\$8.10
22416	Bank of the West	941 taxes	\$1,881.10
22417	Child Support Payment	child support	\$18.00
22418	SD Retirement System	retirement	\$2,406.64
22419	The US Life Insur. Co.	insurance	\$17.80
22420	Wellmark BCBS	insurance	\$4,123.51

Additional Claims

To	For	Amount
A-OX Welding	supplies	\$8.99
A&B Business Inc.	maintenance	\$43.04
Banyon Data Systems	professional fees	\$1,540.00
Book of the Month Club	books	\$29.96
Cardmember Services	workshop	\$425.00
Carlson Distributing	liquor	\$2,786.75
Chief	supplies	\$12.99
City of Clark	utilities	\$72.10
Clark Community Oil	supplies	\$1,570.46
Clark County Courier	advertising	\$658.01
Clark County Historical Society	subsidies	\$560.00
Clark School	books	\$35.00
Cook's Wastepaper	garbage	\$36.74
Cook's Wastepaper	garbage collection	\$5,094.61
Credit Bureau of Watertown	professional fees	\$95.01
Dacotah Bank	loan payment	\$3,655.42
Demco	supplies	\$33.83
Ellwein Brothers	liquor	\$8,872.55

City Council Meeting – April 7, 2008

To	For	Amount
First National Bank	loan payment	\$6,940.29
Fjelland Attorney at Law	legal fees	\$625.60
Florey's Plumbing	sewer repairs	\$43.37
Forest Excavating	water repairs	\$622.20
Gruenwald Electric	repairs	\$80.31
ITC	utilities	\$476.48
ITC Rural Economic Dev	loan payment	\$2,813.54
Johnson Brothers Famous Brands	liquor	\$4,892.87
K&P Pump	sewer repairs	\$314.29
K&P Pump	sewer repairs	\$293.37
Ken's Food Fair	supplies	\$15.14
Literacy Guild	books	\$42.71
M&T Fire Safety	supplies	\$33.25
Mack's	supplies	\$578.04
Midwest Alarm Service	professional fees	\$261.25
Moritz Publishing	supplies	\$74.95
NAPA Auto Parts	supplies	\$65.02
Northwestern Energy	utilities	\$7,663.53
Olson Motor Co.	repairs	\$80.58
One Call Systems	professional fees	\$3.00
Oscar's Machine Shop	repairs	\$375.64
Petty Cash	supplies	\$50.34
Pitney Bowes	postage	\$518.99
Republic National	liquor	\$8,544.73
SD Dept of Revenue	professional fees	\$200.00
SD Dept of Revenue	sales tax	\$0.19
SD Rural Development	sewer revenue bond	\$787.00
SD Rural Development	water revenue bond	\$908.00
SDML Work Comp Fund	insurance	\$1,066.00
Share Corp.	supplies	\$3,695.00
Star Laundry	maintenance	\$49.40
Tee's Plus	supplies	\$763.87
UBC	supplies	\$8.00

Industrial Development

Keith Warren addressed the Council on Industrial Development's plan to put up another building at the Industrial Park for a business that manufactures farm equipment. They would like the City to pick up the payments on the new building once the other loans for the existing buildings are paid off in approximately two years. Council requested the numbers be written down on paper and will readdress the request at the next meeting on April 14.

Quarterly Award

Mayor Solberg and Council presented the 1st Quarter of 2008 Quarterly Award to Gayle Wookey for all her contributions to the Community. Thank you Gayle!

Motion # 80-2008

Legion Baseball

Motion by DesLauriers and seconded by Dreher to donation \$1,500 to the Clark American Legion in support of the Legion baseball program. All members voting yes. Motion carried.

Motion # 81-2008

Summer Rec Rates

Motion by Dreher and seconded by Pollock to approve the following rates for summer rec programs. All members voting yes. Motion carried.

Pool:		Baseball & Softball Program	
Family Pass w/lessons	\$100	T-Ball – Teeners	\$15
Family Pass w/no lessons	\$75	All Softball	\$15
Individual Pass w/1 lesson	\$50		
Individual Lesson	\$15		
Adult Daily Pass	\$3		
Student Daily Pass	\$2		
5 & under	Free		

Time Capsule

Time Capsule will be dug up to allow the landscaping project.

Motion # 82-2008

Canvas Meeting

Motion by Dreher and seconded by Kline to change the time of the Canvas meeting on April 14, 2008 to 6 pm to allow members to attend the Elementary School concert that same night. All members voting yes. Motion carried.

Motion # 83-2008

Finance Officer School

Motion by DesLauriers and seconded by Streff to approve the Finance Officer School conference and travel expenses for Finance Officer Luttrell and Deputy Finance Officer Flora on June 11-13, 2008 and approve conference and travel expenses for Governmental Human Resource School for Finance Officer Luttrell on June 10-11, 2008. All members voting yes. Motion carried.

Dickinson Park Concessions

One proposal was received to operate the concession stand and Dickinson Park. Finance Officer Luttrell opened the read the bid from Lonna DesLauriers for \$200/rent.

Motion # 84-2008

Concessions Operating Agreement

Motion by Pollock and seconded by Kline to authorize Mayor Solberg to sign the concession stand operating agree with Lonna DesLauriers to rent the concessions stand for \$200 for the 2008 baseball program. Members voting yes: Dreher, Streff, Kline, Heim and Pollock. Abstain: DesLauriers. Motion carried.

SD WARN Mutual Aid Agreement

Tabled to the May meeting to allow Council and Darin Altfillisch a chance to review it further.

Credit Card Processing

Finance Officer Luttrell stated more requests are coming in to allow payment by credit card. Two options were presented for agreements were presented by Nova and Dacotah Bank.

Motion # 85-2008

Credit Card

Motion by Dreher and seconded by DesLauriers to approve the Dacotah Bank proposal for merchant credit card processing. All members voting yes. Motion carried.

Clinic Highway Signs

Councilman Dreher informed the Council that Clinton Clark has purchased two signs to promote the clinic. He would like one on either side of town along the highway. The State charges a small fee, \$8 - \$16/year, for signage along the highway. Dreher asking the Council to allow the City to pay these fees.

Motion # 86-2008

Sign Fees

Motion by Heim and seconded by Kline to approve paying the fees associated with the clinic promotion signs along the highway and to dig the holes for installation. All members voting yes. Motion carried.

Motion # 87-2007

Executive Session

Motion by DesLauriers and seconded by Streff to close regular session and open executive session for personnel issues. All members voting yes. Motion carried.

Executive session began at 8:15 pm and ended at 8:20 pm.

Motion # 88-2007

Adjourn

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

Meeting adjourned at 8:21 pm.

Mayor Lester C. Solberg

Attest: Finance Officer Jackie Luttrell
(seal)

**City of Clark Council Meeting
April 14, 2008
6:00 PM**

Call to order: The Clark City Council met in session on April 14, 2008 at 6:00 pm in the City Hall Council Room to canvass the April 8, 2008 election results.

Council Members Present: Don DesLauriers, Larry Dreher, Louann Streff, Kerry Kline and Roberta Heim. **Absent:** John Pollock.

Others Present: Mayor Les Solberg, Finance Officer Jackie Luttrell, Bill Krikac, Paul Fuller, Keith Warren and Mike Gravning.

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

Motion # 89-2008 **Adopt Agenda**
Motion by Dreher and seconded by DesLauriers to adopt the agenda. All members voting yes. Motion carried.

Motion # 90-2008 **Approve Minutes**
Motion by Streff and seconded by Dreher to approve the Council Meeting Minutes from April 7, 2008. All members voting yes. Motion carried.

Motion # 91-2008 **Approve Claims**
Motion by Heim and seconded by Kline to approve the following claims. All members voting yes. Motion carried.

Check #	To	For	Amount
22470 - 22479	Water Dept.	payroll	\$424.93
	Sewer Dept.	payroll	\$424.94
	Street Dept.	payroll	\$2,084.49
	Finance Office	payroll	\$1,006.01
	Police Dept.	payroll	\$1,906.22
	Sanitation Dept.	payroll	\$627.15
	Parks Dept.	payroll	\$298.81
22480	Bank of the West	941 taxes	\$1,913.13
22481	Child Support Payment Ctr.	child support	\$18.00

To	For	Amount
Bank of the West	sludge tank loan	\$930.00
Carolyn Harding	professional fees	\$120.00
Clark Rural Water	supplies	\$7,886.70
Eileen Dunbar	professional fees	\$132.00
Expetec Technology Services	professional fees	\$927.40
Jackie Luttrell	mileage	\$44.03
McLeod's Printing	supplies	\$24.62
Pitney Bowes	supplies	\$104.48

City Council Meeting – April 14, 2008

To	For	Amount
Quill	supplies	\$164.79
SD Unemployment	unemployment benefits	\$6.28
Shirley Larson	professional fees	\$120.00
Star Laundry	rug cleaning	\$49.40

Canvass Election Results

This being the canvass meeting for the April 8, 2008 municipal election, the poll book was removed from the sealed poll book envelope and reviewed by Council. There was a 52% voter turnout with 471 voters.

Motion # 92-2008

Election Results

Motion by Dreher and seconded by Heim to declare the election results valid as follows. All members voting yes. Motion carried.

Mayor Candidate	# of Votes
Jason Coenen	22
Eric Stevens	250 (declared winner)
Kerry Kline	198

Ward III Council	# of Votes
Lonnie Reidburn	90 (declared winner)
Don DesLauriers	83

Industrial Development

Keith Warren presented the Council with more information on the financials for a new building at the industrial park.

Motion # 93-2008

Loan Payments

Motion by Dreher and seconded by Heim to approve to take over the payments on the proposed additional building at the Industrial Park starting approximately June 2010, after the other two buildings are paid off. Members voting yes: DesLauriers, Dreher, Streff and Heim. Abstain: Kline.

Motion # 94-2008

Executive Session

Motion by Dreher and seconded by DesLauriers to close regular session and enter into executive session for personnel issues. All members voting yes. Motion carried.

Executive session began at 6:24 pm and ended at 6:55 pm.

Councilperson Streff left the meeting at 6:55 pm.

Motion # 95-2008

Patrol Officer Pay Raise

Motion by Dreher and seconded by Heim to approve a pay increase for Patrol Officer Michael Gravning to \$26,200/year effective April 16, 2008 due to him becoming a certified officer. All members voting yes. Motion carried.

City Council Meeting – April 14, 2008

No applications were received for the temporary city maintenance worker. Will keep the position open.

Motion # 96-2008

Adjourn

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

Meeting adjourned at 7:04 pm.

Mayor Lester C. Solberg

Attest: Finance Officer Jackie Luttrell
(seal)

**City of Clark Council Meeting
May 5, 2008
7:30 PM**

Call to order: The Clark City Council met in session on May 5, 2008 at 7:30 pm in the City Hall Council Room.

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

Others Present: Mayor Les Solberg, Finance Officer Jackie Luttrell, City Attorney Chad Fjelland, Incoming Mayor Eric Stevens, Incoming Council Lon Reidburn and Paul Fuller, Darin Altfillisch, Roger Collins, Loren Stanley, Delta Anderson, Bill Krikac and Melissa Altfillisch.

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

Motion # 97-2008 **Adopt Agenda**
Motion by Pollock and seconded by Heim to adopt the agenda. All members voting yes.
Motion carried.

Motion # 98-2008 **Approve Minutes**
Motion by DesLauriers and seconded by Streff to approve the Council Meeting Minutes from April 14, 2008. All members voting yes. Motion carried.

Motion # 99-2008 **Approve Financial Statements**
Motion by Streff and seconded by Dreher to approve the financial statements. All members voting yes. Motion carried.

Motion # 100-2008 **Approve Claims**
Motion by Dreher and seconded by Streff to approve the following claims. All members voting yes. Motion carried.

Additional April Claims

Check #	To	For	Amount
22494	SD Police Chief Assoc.	registration	\$ 50.00
22495	Holiday Inn	motel	\$ 93.00
22496	Alltel	utilities	\$ 126.49
22497	Pioneer Bank & Trust	copier loan	\$ 471.00
22498	Rae Jean Flora	meals	\$ 52.00
22499	Roger Collins	mileage to meeting	\$ 74.00
22500	Clark Co. Mercantile	Arbor Day gifts	\$ 75.00
22501	Delta Anderson	meals	\$ 56.00
22502	SD Dept. of Transportation	permit fee	\$ 16.00
22503	Petty Cash	supplies	\$ 76.77
22504-22513	Water Dept	payroll	\$ 562.07

City Council Meeting – May 5, 2008

Check #	To	For	Amount
	Sewer Dept.	payroll	\$ 562.08
	Streets Dept.	payroll	\$ 2,346.09
	Finance Office	payroll	\$ 986.77
	Police Dept.	payroll	\$ 1,941.49
	Sanitation Dept.	payroll	\$ 697.22
	Transit	payroll	\$ 51.07
	Park Dept.	payroll	\$ 331.41
22514	AFLAC	insurance	\$ 228.90
22515	American Family Insur.	insurance	\$ 8.10
22516	Bank of the West	941 taxes	\$ 2,188.99
22517	Child Support Payment Ctr.	child support	\$ 18.00
22518	SD Retirement Systems	retirement contributions	\$ 2,529.54
22519	The US Life Insurance Co.	insurance	\$ 17.80
22520	Wellmark BCBS	insurance	\$ 4,123.51
22521-22532	Water Dept	payroll	\$ 92.35
	Sewer Dept.	payroll	\$ 92.35
	Mayor	payroll	\$ 373.25
	Finance Office	payroll	\$ 27.99
	Police Dept.	payroll	\$ 732.30
	Govt. Bldg.	payroll	\$ 200.09
	Library	payroll	\$ 712.48
	Transit	payroll	\$ 3,227.32
22533	Bank of the West	941 taxes	\$ 732.30

New Claims

To	For	Amount
Audio Edition	books	\$ 186.71
A-OX Welding	supplies	\$ 8.99
Automatic Systems	water repairs	\$ 1,137.62
Baker & Taylor Books	books	\$ 53.01
Cardmember Services	supplies	\$ 101.68
Carlson Distributing	liquor	\$ 3,443.00
Clark Co. Highway Dept.	supplies	\$ 3,841.93
Clark Community Oil	supplies	\$ 2,398.50
Clark County Courier	subscription	\$ 31.00
Clark County Courier	advertising	\$ 361.40
Clark County Historical Society	subsidies	\$ 560.00
Clark Doland Concrete	supplies	\$ 2,940.00
Clark Flower Shop	supplies	\$ 4.50
Cook's Wastepaper	utilities	\$ 36.74
Cross Country Vets	boarding	\$ 55.00
Dacotah Bank	loan payment	\$ 3,655.42
Doubleday Large Print	books	\$ 45.46
Ellwein Brothers	liquor	\$ 10,811.90
Humane Society	donation	\$ 25.00
International Police Technology	supplies	\$ 135.00
ITC	utilities	\$ 480.40
ITC Rural Economic	loan payment	\$ 2,813.54

City Council Meeting – May 5, 2008

To	For	Amount
Johnson Brothers	liquor	\$ 6,504.38
K&P Pump Repairs	sewer repairs	\$ 1,566.20
Literacy Guild	books	\$ 10.99
Mack's	supplies	\$ 1,273.90
Michael Todd & Co.	street repairs	\$ 269.47
NAPA	supplies	\$ 35.03
Northwestern Energy	utilities	\$ 6,736.23
Olson Auto Parts	supplies	\$ 30.03
Olson Motor Co.	repairs	\$ 1,197.92
One Call Systems	locate tickets	\$ 14.00
OSI	supplies	\$ 52.51
Oscar's Machine Shop	repairs	\$ 669.40
Pitney Bowes	postage	\$ 1,069.43
Porter Distributing	liquor	\$ 418.25
Quill	supplies	\$ 178.37
Republic	liquor	\$ 6,566.91
SD Assoc. of Rural Water	membership	\$ 410.00
SD Dept. of Revenue	water testing	\$ 200.00
SD Dept. of Revenue	sales tax	\$ 14.06
SD Rural Development	sewer revenue bond	\$ 787.00
SD Rural Development	water revenue bond	\$ 908.00
Star Laundry	rug cleaning	\$ 49.40
UBC	supplies	\$ 928.36
Werdel Construction	repairs	\$ 2,860.00
Westside Implement	park supplies	\$ 12.00

Concluding old business, the newly elected Mayor Eric Stevens, newly elected Councilman Lon Reidburn and Councilman Larry Dreher were sworn in. Paul Fuller was not yet in attendance. Outgoing Mayor Les Solberg and Councilpersons Kerry Kline and Don DesLauriers relinquished their chairs.

Motion # 101-2008 **Council President**
 Motion by Heim and seconded by Pollock to nominate Larry Dreher as Council President. Pollock moved that all nominations cease, seconded by Reidburn. All members voting in favor. Motion carried.

Motion # 102-2008 **Council Vice-President**
 Motion by Pollock and seconded by Dreher to nominate Roberta Heim as Council Vice President. Reidburn moved that all nominations cease, seconded by Streff. All members voting in favor. Motion carried.

Newly elected Councilman Paul Fuller arrived at 7:43 pm and was sworn in as Council.

Motion # 103-2008 **Mayor Appointments**
 Motion by Streff and seconded by Pollock to approve the following mayoral appointments. All members voting yes. Motion carried.

**Year 2008
Mayor Eric Stevens Appointments**

Streets, Alleys, Sidewalks.....	Roberta Heim
American Disabilities Act.....	Roberta Heim
Pool.....	Larry Dreher
Rubble Site.....	Louann Streff
City Parks.....	Louann Streff
Water & Sewer.....	John Pollock
Police, Fire Dept. & Emergency Management.....	Lon Reidburn
Zoning Officer.....	Paul Fuller
Finance Dept.....	Paul Fuller
Liquor Officer.....	Paul Fuller
Med Van.....	Paul Fuller
Recreation Director, Softball & Baseball Complex.....	Larry Dreher
City Attorney.....	Chad Fjelland
Health Officer.....	Jason Coenen
Police Chief.....	Delta Anderson
Finance Officer.....	Jackie Luttrell

Park Board

Carmen Kloster
Dorcas Protexter
Rae Jean Flora

Clark Housing & Redevelopment Board

Bruce Brekke – 1 yrs
Bill Krikac – 5 years (renew)
Sandy Altfillisch – 4 years
Bob Schlueter – 3 years
Jerry Jacobsen – 2 years
Teresa Kaufman – Secretary

Public Input

None.

Department Updates

Darin Altfillisch gave an update on the Water, Sewer and Pool. Discussed getting a new “used” pickup for the water and sewer department. Altfillisch is returning to work part time from a medical leave.

Loren Stanley gave an update on the Parks and Dump.

Roger Collins gave an update on the Streets department. He explained the repairs needed on the school warning lights and discussed options on the medical building alley.

Jackie Luttrell gave an update on the Finance Office. She wishes to attend the municipal clerk certification program, asked for opinions on starting a city website and informed Council on a request for digital radios. Further website options will be researched.

Delta Anderson arrived at 8:32 pm to give the police report.

Motion # 104-2008

Water/Sewer Pickup

Motion by Pollock and seconded by Dreher to authorize Darin Altfillisch to locate a used pickup for up to \$13,000 from budgeted funds out of the water and sewer departments. All members voting yes. Motion carried.

Motion # 105-2008

School Warning Lights

Motion by Reidburn and seconded by Heim to approve to send in the school warning lights timer for repairs. All members voting yes. Motion carried.

Motion # 106-2008

Medical Building Alley

Motion by Dreher and seconded by Streff to approve laying prime oil down on the alley behind the medical building. All members voting yes. Motion carried.

Motion # 107-2008

Free Dump Day

Motion by Streff and seconded by Reidburn to allow residential free dumping on May 10, 2008 for Citywide Clean Up. All members voting yes. Motion carried.

Motion # 108-2008

Municipal Clerk Certification Program

Motion by Heim and seconded by Dreher to approve sending Finance Officer Luttrell to the SD Municipal Clerk Certification Program in Vermillion, SD on 7/7/08 – 7/11/08, including hotel, travel and conference expenses. All members voting yes. Motion carried.

Motion # 109-2008

SD WARN Mutual Aid Agreement

Motion by Pollock and seconded by Fuller to authorize Mayor Stevens and Water/Wastewater Superintendent Darin Altfillisch to sign the SD WARN Mutual Aid Agreement. All members voting yes. Motion carried.

Motion # 110-2008

Mosquito Grant Application

Motion by Streff and seconded by Pollock to authorize Mayor Stevens to sign the 2008 Mosquito Prevention & Control Program Grant Application. All members voting yes. Motion carried.

Health Insurance Renewals

Luttrell presented the renewal rates for the city employee health insurance. The rates dropped 2.02%. Reidburn voiced concerns with not having a local agent at BW Insurance. Council requests that Luttrell contact the agent to request a transfer to Dacotah Bank. Topic will be revisited at the next meeting.

Dental/Vision Insurance

Luttrell requested that Council consider an additional benefit for dental coverage for employees. Dacotah Insurance Agent, Melissa Altfillisch, explained the different coverages available with Delta Dental and Humana. Altfillisch was asked to provide employee based rates for review at the next meeting.

Motion # 111-2008

Dispatcher Phone

Motion by Pollock and seconded by Fuller to approve to split costs with the County for a four-line dispatcher phone at a cost of \$100. All members voting yes. Motion carried.

Motion # 112-2008

Malt Beverage Licenses

Motion by Dreher and seconded by Streff to approve malt beverage licenses for the Clark American Legion and Clark Lanes. All members voting yes. Motion carried.

Motion # 113-2008

Sign Up Meals

Motion by Heim and seconded by Reidburn to approve to pay evening meals for the summer rec signup crew on May 12 and May 13. All members voting yes. Motion carried.

Motion # 114-2008

VFW Teener Coach Contract

Motion by Dreher and seconded by Reidburn to authorize the Mayor to sign the VFW Teener baseball coach independent contractor agreement with Scott Varilek. All members voting yes. Motion carried.

Motion # 115-2008

Clark Traders Donation

Motion by Dreher and seconded by Pollock to approve a \$500 donation to the Clark Traders. All members voting yes. Motion carried.

Motion # 116-2008

First District Representative

Motion by Heim and seconded by Dreher to assign Paul Fuller as the First District representative. All members voting yes. Motion carried.

Motion # 117-2008

Med Van Driver

Motion by Dreher and seconded by Reidburn to allow Michele Pickrel to driver the med van on an as needed basis in according with the Employee Manual, and allow other substitutes as needed with permission by the Mayor. All members voting yes. Motion carried.

2nd Quarter Quarterly Award nominees were discussed.

No executive session was held.

Motion # 118-2008

Adjourn

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

Meeting adjourned at 9:22 pm.

Mayor Eric Stevens

Attest: Jackie Luttrell, Finance Officer

(seal)

**City of Clark Council Meeting
May 14, 2008
7:00 PM**

Call to order: The Clark City Council met in session on May 14, 2008 at 7:00 pm in the City Hall Council Room.

Council Members Present: Larry Dreher, Paul Fuller, Louann Streff, Roberta Heim, John Pollock and Lon Reidburn.

Others Present: Mayor Eric Stevens, Finance Officer Jackie Luttrell, City Attorney Chad Fjelland, Bill Krikac, Police Chief Anderson, Officer Gravning, Connie Hovde and Dianna Overby.

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

Motion # 119-2008 **Adopt Agenda**
Motion by Dreher and seconded by Pollock to adopt the agenda. All members voting yes. Motion carried.

Motion # 120-2008 **Approve Minutes**
Motion by Heim and seconded by Streff to approve the Council Meeting Minutes from May 5, 2008 with an addendum to Motion 101-2008 and 102-2008. All members voting yes. Motion carried.

Motion # 121-2008 **Approve Claims**
Motion by Fuller and seconded by Reidburn to approve the following claims. All members voting yes. Motion carried.

Additional May Claims

Check #	To	For	Amount
ACH	Bank of the West	professional fees	\$52.65
16423	Bank of the West	sludge tank loan	\$930.00
22577	SD Gov. Finance Office	travel	\$249.00
22578	Clark Traders	donation	\$500.00
22579	Cook's Wastepaper	garbage collection	\$5,169.30

Unpaid Claims

To	For	Amount
3D Specialties	street supplies	\$1,003.75
A&B Business	maintenance	\$54.52
City of Clark	utilities	\$72.10
Clark Rural Water	supplies	\$8,297.10
Clark-Doland Concrete	supplies	\$1,042.75
Credit Bureau of Wtn	professional fees	\$4.00
Dacotah Bank	supplies	\$500.00

City Council Meeting – May 14, 2008

To	For	Amount
Ecolab	spraying	\$77.00
Fjelland Attorney	legal fees	\$164.80
Florey's Plumbing	repairs	\$130.10
Huron Culvert & Tank	street supplies	\$16.29
Ken's	supplies	\$30.00
McLeod's	supplies	\$105.17
Moritz Publishing	supplies	\$105.10
Olson Auto Parts	repairs	\$428.48
Pitney Bowes	supplies	\$105.00
Quill	supplies	\$52.72
Scott Varilek	coaching	\$1,000.00
Werdel Construction	repairs	\$1,306.05

Motion # 122-2008

Library Board

Motion by Pollock and seconded by Heim to approve the following members for the Library Board: Joyce Warren, Bev Kluess, Carolyn Harding, Marlys Moritz and Patti Lamb. All members voting yes. Motion carried.

Motion # 123-2008

Wellmark Renewals

Motion by Streff and seconded by Dreher to approve renewing the Wellmark health insurance renewals starting July 1, 2008. All members voting yes. Motion carried.

Speed Trap

Councilman Dreher had the police department present to explain the speed trap held north and south of town. Police Chief Anderson explained they were assisting the County Sheriff and State Trooper at their request.

Motion # 124-2008

Executive Session

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

Executive session began at 7:11 pm and ended at 7:48 pm.

Motion # 125-2008

Resignation

Motion by Fuller and seconded by Dreher to accept Delta Anderson resignation as Police Chief effective May 26, 2008 and to use his accumulated vacation for full month's pay. All members voting yes. Motion carried.

Motion # 126-2008

Adjourn

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

Meeting adjourned at 7:52 pm.

Mayor Eric Stevens
(seal)

Attest: Finance Officer Jackie Luttrell

**City of Clark Council Meeting
June 2, 2008
7:00 PM**

Call to order: The Clark City Council met in session on June 2, 2008 at 7:00 pm in the City Hall Council Room.

Council Members Present: Larry Dreher, Paul Fuller, Roberta Heim, John Pollock and Lon Reidburn. Louann Streff absent.

Others Present: Mayor Eric Stevens, Finance Officer Jackie Luttrell, City Attorney Chad Fjelland, Bill Krikac, Darin Altfillisch, Roger Collins, Loren Stanley, Mike Gravning, Don Greenfield, Eddy Rieke and Sharon Olson.

Mayor Stevens called the meeting to order at 7:04 pm.

Motion # 127-2008

Adopt Agenda

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

Public Input

Councilman Pollock listed lawns that need mowing.

Motion # 128-2008

Approve Minutes

Motion by Heim and seconded by Reidburn to approve the Council Meeting Minutes from May 14, 2008. All members voting yes. Motion carried.

Motion # 129-2008

Approve Financial Statements

Motion by Dreher and seconded by Fuller to approve the financial statements. All members voting yes. Motion carried.

Motion # 130-2008

Approve Claims

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

Additional May Claims

Check #	To	For	Amount
16441-16451	Water Dept.	payroll	\$787.65
	Sewer Dept.	payroll	\$787.65
	Pool	payroll	\$30.14
	Street Dept.	payroll	\$2,057.98
	Finance Office	payroll	\$1,006.01
	Police Dept.	payroll	\$2,045.49
	Sanitation Dept.	payroll	\$749.38
	Parks Dept.	payroll	\$318.87

City Council Meeting – June 2, 2008

Check #	To	For	Amount
16452	Child Support Payment Ctr	child support	\$18.00
16453	Dacotah Bank	941 taxes	\$2,304.10
16454	Petty Cash	supplies	\$93.02
16455-16467	Water Dept.	payroll	\$535.68
	Sewer Dept.	payroll	\$535.68
	Street Dept.	payroll	\$2,110.25
	Finance Office	payroll	\$986.77
	Police Dept.	payroll	\$2,045.49
	Sanitation Dept.	payroll	\$799.80
	Parks Dept.	payroll	\$911.39
16468	AFLAC	insurance	\$228.90
16469	American Family Insurance	insurance	\$8.10
16470	Child Support Payment Ctr	child support	\$18.00
16471	Dacotah Bank	941 taxes	\$2,254.41
16472	SD Retirement Systems	retirement	\$2,614.18
16473	The US Life Insurance Co.	insurance	\$14.70
16474	Wellmark BCBS	insurance	\$3,227.10
16475-16488	Water Dept.	payroll	\$103.69
	Sewer Dept.	payroll	\$103.69
	Mayor	payroll	\$685.22
	Finance Office	payroll	\$45.65
	Police Dept.	payroll	\$575.97
	Govt Bldg.	payroll	\$200.09
	Library	payroll	\$794.06
	Transit	payroll	\$1,363.10
16489	Dacotah Bank	941 taxes	\$886.92
16490	K&P Pump	reissues lost check	\$607.66
16491	City of Clark	applied deposit	\$100.00
16492-16499	Council Payroll	payroll	\$3,038.37
16500	Dacotah Bank	payroll taxes	\$643.26

New June Claims

To	For	Amount
A1 Auto & Truck Collision	painting pool	\$24,295.00
Alltel	utilities	\$126.84
Asphalt Paving & Materials	cold mix	\$14,946.00
Book of the Month Club	books	\$43.97
Cardmember Services	conference expenses	\$206.48
Carly DesLauriers	mileage	\$148.74
Clark Co. Courier	subscription	\$319.63
Clark Co. Farmers Elevator	supplies	\$72.71
Clark Co. Historical Society	subsidies	\$560.00
Clark Chamber of Commerce	fireworks	\$750.00
Clark Flower & Gift	supplies	\$13.66
Colonial Research	supplies	\$175.29
Dacotah Bank	Industrial Dev loan	\$3,655.42
Desnoyers Hardware	supplies	\$233.36
ESRI	professional fees	\$400.00

City Council Meeting – June 2, 2008

To	For	Amount
First Response Emer. Srvs	supplies	\$325.99
Fjelland Attorney at Law	legal fees	\$575.20
Florey's Plumbing	repairs	\$654.26
Paul Fuller	travel	\$22.20
Gall's	supplies	\$234.45
Gruenwald Electric	repairs	\$818.76
Hawkins	pool supplies	\$7,520.48
HyVee	DARE cake	\$151.96
ITC	utilities	\$472.81
ITC Rural Economic Dev.	Industrial Dev loan	\$2,813.54
Johnson Brothers Famous	liquor	\$3,843.83
K&P Pump Repairs	pool repairs	\$264.16
Mack's	supplies	\$283.77
Milbank Communications	supplies	\$42.75
Milbank Winwater	supplies	\$112.72
NAPA Auto Parts	supplies	\$319.67
New Dimension LLC	maintenance	\$244.50
Northwestern Energy	utilities	\$6,050.22
Quill	supplies	\$111.39
RKJ Specialties	DARE supplies	\$516.58
SD DENR	fees	\$600.00
SD Dept of Revenue	professional fees	\$288.00
SD Dept of Revenue	sales taxes	\$294.72
SD Rural Development	sewer revenue bond	\$787.00
SD Rural Development	water revenue bond	\$908.00
Star Laundry	rug cleaning	\$49.70
The Literacy Guild	books	\$47.47
The Tree Farm	trees	\$93.80
USA Blue Book	supplies	\$59.96
Westside Implement	supplies	\$293.95

Motion # 131-2008

Pay Request #1 Bus Barn

Motion by Dreher and seconded by Fuller to approve pay request #1 from Sharpe Enterprises for \$38,852.40, of which \$31,081.92 has already been reimbursed by the State as their 80% match.. All members voting yes. Motion carried.

Motion # 132-2008

Dispatcher Phone

Motion by Pollock and seconded by Heim to approve to reimburse Sharon Bjerke \$111.29, the actual 50% share of the 4 line dispatching phone. All members voting yes. Motion carried.

Department Updates

Department reports given by Altfillisch, Collins, Stanley, Gravning and Luttrell. Altfillisch reported the pool painting is complete and being filled now. Estimated opening date in couple weeks. Collins working on alley behind clinic and chip sealing. Stanley reported the water heater was replaced at Dickinson park and the number of pounds accepted during the Clean Up days. Gravning gave the police report. Luttrell reported on Finance Office activities.

Motion # 133-2008

Department Updates

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

Dental Insurance

Luttrell presented the Delta Dental package for 100% employee paid package as requested from last meeting. As some council members consider this as a pay raise, it was decided employees could purchase dental insurance on their own and additional coverage would be revisited at the end of the year with salaries review.

Resolution # 772 Fee Schedule

The Fee Schedule resolution was reviewed. Collins will research some additional costs and revisit at the next meeting.

Tear Downs

Discussions surrounded on whether the City should continue tearing down dilapidated buildings. Due to the expenses and liabilities, most council felt this needs to stop. Fjelland will work on writing an ordinance stating the policy of not doing tear downs.

Motion # 134-2008

Digital Radios

Motion by Dreher and seconded by Reidburn to approve to purchase three state digital radios at the 25% cost share. All members voting yes. Motion carried.

Motion # 135-2008

Fireworks Display

Motion by Dreher and seconded by Fuller to approve Don Greenfield to do a 25-30 minute fireworks display at Dickinson Park after a ball game during the week of June 27 – July 5, contingent on approval of the City's insurance. All members voting yes. Motion carried.

Liquor License Inquiry

Eddy Rieke addressed the Council on his request for a liquor license for a hunting lodge/sports club at the old Reggie's building. Councilman Fuller shared information regarding SB126 and questioned whether that was an option. More information is needed about SB126. No liquor licenses are available. Tabled until the July meeting.

Quarterly Award

Mayor Stevens informed the Council that the 2nd Quarter 2008 Quarterly Award was presented to Clarence "Zoom" Neil earlier today at his home. We thank Zoom for his contributions to the City!

Land Inquiry

Options were discussed on how to proceed for a request of land by Clark Quality Meats.

Nuisance Complaint

Complaints have been received by neighbors of 605 N. Dakota on poor upkeep and inhumane animal treatment. An abatement will be issued.

Website

Discussed additional website software needs. Luttrell will pursue building the site.

Motion # 136-2008

Med Van Policies

Motion by Pollock and seconded by Reidburn to approve the med van rates and policies as presented by Fuller. All members voting yes. Motion carried.

Motion # 137-2008

Defensive Driving Courses

Motion by Pollock and seconded by Heim to appropriate funds for defensive driving courses for the med van drivers to be held this fall with Dan Duenwald. All members voting yes. Motion carried.

Elected Officials Workshop

The 2008 Elected Officials Workshop is being held on July 11 in Pierre. Interested officials are asked to register by June 30.

Motion # 138-2008

Executive Session

Motion by Dreher and seconded by Heim to enter into executive session for personnel issues. All members voting yes. Motion carried.

Executive session began at 9:04 pm and ended at 9:25 pm.

Motion # 139-2008

Resignation

Motion by Heim and seconded by Reidburn to accept the resignation of Chandra Schmidt as dispatcher. All members voting yes. Motion carried.

Motion # 140-2008

Basket Attendant

Motion by Dreher and seconded by Heim to reclassify Kayla Flatten as a basket attendant at a pay of \$6.55/hour for the 2008 pool season. All members voting yes. Motion carried.

Motion # 141-2008

Substitute Lifeguards

Motion by Reidburn and seconded by Heim to allow Pool Manager Mudgett to use certified lifeguards Emily LaBrie and Adrienne Brannan on a substitute, as-needed basis for the 2008 pool season at a pay of \$7.25/hour. All members voting yes. Motion carried.

Motion # 142-2008

Adjourn

Motion by Fuller and seconded by Heim to adjourn. All members voting yes. Motion carried.

Meeting adjourned at 9:25 pm.

Mayor Eric Stevens

Attest: Finance Officer Jackie Luttrell

(seal)

**City of Clark Council Meeting
July 7, 2008
7:00 PM**

Call to order: The Clark City Council met in session on July 9, 2008 at 7:00 pm in the City Hall Council Room.

Council Members Present: Paul Fuller, Roberta Heim, John Pollock, Louann Streff and Lon Reidburn. Larry Dreher absent.

Others Present: Mayor Eric Stevens, Deputy Finance Officer Rae Jean Flora, City Attorney Chad Fjelland, Bill Krikac, Darin Altfillisch, Roger Collins, Loren Stanley, Mike Gravning, Mike O'Neill, Fred Rosenau, Eddy Rieke, Val Richter, Beth Hollatz, Alan Hollatz, Dodd Peckenpaugh, Ron Peckenpaugh, Gene Furness and Robert McGraw.

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

Motion # 143-2008

Adopt Agenda

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

Public Input

Councilman Pollock had had some people, not complaining, but questioning when Flat Iron Park would be finished.

Department Updates

Department reports were given by Altfillisch, Collins, Stanley, Gravning and Flora. Altfillisch reported the pool is up and running, every thing is running well. He would like to get authorization to paint both the sewer plant and the water plant, as neither has been done in many years. Collins stated that they had worked on the drainage issue in Freese's ditch. They got the oiling done, patched streets, and are rotary mowing. Stanley reported that he is working on replacing the horse swings at the Swimming Pool Park, as was requested by our insurance company and he has the sprinklers at Dickinson Park running. Gravning gave the police report. Flora reported on Finance Office activities.

Motion # 144-2008

Department Updates

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

Motion # 145-2008

Painting of the Water & Sewer Plants

Motion by Pollock and seconded by Fuller to approve the painting of the water and sewer plants at the price quoted to Altfillisch by Jim Fiedler. All members voting yes. Motion carried.

City Council Meeting – July 7, 2008

Motion # 146-2008

Approve Minutes

Motion by Pollock and seconded by Reidburn to approve the Council Meeting Minutes from June 2, 2008. All members voting yes. Motion carried.

Motion # 147-2008

Approve Financial Statements

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

Motion # 148-2008

Approve Claims

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

Additional June Claims

Check	To	For	Amount
	189 Dacotah Bank	service fee	\$80.24
	190 City of Clark	utilities	\$50.50
	191 City of Clark	utilities	\$21.60
	194 Dacotah Bank	serviv	\$10.00
	16546 Porter Distributing	liquor	\$508.50
	16547 Ellwein Brothers	liquor	\$9,022.45
	16548 Northwestern Energy	utilities	\$24.45
	16549 Cook's Wastepaper	utilities	\$36.74
	16550 Republic National	liquor	\$10,365.28
	16551 Cook's Wastepaper	garbage	\$5,169.30
	16552 Clark Rural Water	supplies	\$10,746.00
	16553 Renae Mudgett	supplies	\$108.35
	16554 Dacotah Bank	TIF 2 loan	\$2,771.10
	16555 Dacotah Bank	CD	\$2,356.78
	16556 SD Dept of Revenue	professional fees	\$250.00
16557-16576	Water Dept.	payroll	\$870.08
	Sewer Dept.	payroll	\$870.08
	Pool	payroll	\$1,298.69
	Streets Dept.	payroll	\$2,077.82
	Finance Office	payroll	\$986.77
	Police Dept.	payroll	\$824.55
	Sanitation Dept.	payroll	\$674.30
	Parks Dept.	payroll	\$996.70
	16577 Dacotah Bank	941 taxes	\$2,516.45
	16578 Account Mngt Inc.	garish	\$11.03
	16579 Alltel	utilities	\$126.31
	16580 Pioneer Bank & Trust	loan payment	\$942.00
	16581 Francis L. Dean & Assoc.	insurance	\$386.80
	16582 Redfield VFW	professional fees	\$50.00
	16583 Clark Co. Farmers Elevator	supplies	\$65.72
16584-16604	Water Dept.	payroll	\$885.85
	Sewer Dept.	payroll	\$885.85
	Pool	payroll	\$3,302.35
	Finance Office	payroll	\$993.38
	Police Dept.	payroll	\$824.55

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	Sanitation Dept.	payroll	\$747.63
	Parks Dept.	payroll	\$1,259.50
16605	AFLAC	insurance	\$228.90
16606	American Family Insur	insurance	\$8.10
16607	Dacotah Bank	941 taxes	\$3,160.73
16608	SD Retirement Systems	retirement	\$2,298.42
16609	The US Life Insur. Co.	insurance	\$14.70
16610	Wellmark BCBS	insurance	\$3,161.92
16611	Account Mngt Inc.	garnish	\$11.03
16612 - 16622	Water Dept.	payroll	\$80.81
	Sewer Dept.	payroll	\$80.81
	Mayor	payroll	\$354.92
	Police Dept.	payroll	\$659.46
	Govt. Bldg	payroll	\$192.02
	Library	payroll	\$686.32
	Transit	payroll	\$1,120.10
16623	Dacotah Bank	941 taxes	\$717.19
22580	Bank of the West	loan payment	\$930.00
			\$76,823.13

Paid July Claims

192	SD Rural Development	revenue bond	\$787.00
193	SD Rural Development	revenue bond	\$908.00
16624	Northwestern Energy	utilities	\$5,454.01
16625	Cardmember Services	supplies	\$370.61
16626	Dacotah Bank	loan payment	\$3,655.42
16627	ITC Rural Economic	loan payment	\$2,813.54

New July Claims

To	For	Amount
A&B Business	maintenance	\$123.24
A-OX Welding Supply	supplies	\$29.84
Adolph Kiefer & Assoc	supplies	\$684.58
Amanda Bartels	umpire	\$26.00
Banyon Data Systems	software/maintenance	\$1,585.00
Book of the Month Club	books	\$35.49
Brandon Varilek	mileage	\$64.79
Brenda Jenkins	umpire	\$26.00
Clark Co. Historical Society	subsidies	\$560.00
Clark Co. Treasurer	supplies	\$145.86
Clark Community Oil	supplies	\$3,931.21
Clark County Courier	advertising	\$165.58
Cody Rahn	umpire	\$28.00
Cole Papers	supplies	\$131.70
Colin LaBrie	umpire	\$20.00

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Credit Bureau of Wtn	professional fees	\$46.00
Dakota Beverage	liquor	\$6,966.65
Dakota Style	supplies	\$138.12
Desnoyers Hardware	supplies	\$822.76
Electric Motors & Moore	repairs	\$49.00
Ellwein Brothers	liquor	\$10,398.75
First National Bank	SRF loan	\$6,940.29
Greg Furness	professional fees	\$50.00
Gruenwald Electric	repairs	\$1,208.06
Hamann's Repair	repairs	\$18.74
Hawkins	supplies	\$5,916.15
In the Swim	supplies	\$521.93
ITC	utilities	\$593.17
Jodi Hemiller	professional fees	\$175.00
Joel Huber	umpire	\$10.00
Johnson Brothers	liquor	\$8,256.66
K&P Pump	repairs	\$740.02
Ken's Food Fair	supplies	\$81.08
Kyle McIntire	umpire	\$15.00
Moeller Sheet Metal	repairs	\$113.76
Moritz Publishing	supplies	\$212.16
NAPA Auto Parts	supplies	\$406.80
North Plain Irrigation Co.	repairs	\$230.19
Olson Auto Parts	supplies	\$154.72
Olson Motor Co.	repairs	\$981.02
One Call Systems	locate tickets	\$16.00
Oscar's Machine Shop	repairs	\$675.96
Quill	supplies	\$56.68
Ritter's Repair	repairs	\$492.59
Roy's Sport Shop	supplies	\$231.94
SD Dept of Revenue	professional fees	\$200.00
SD Dept of Revenue	sales tax	\$417.07
Share Corp.	supplies	\$156.24
Star Laundry	rug cleaning	\$52.07
Todd Jenkins	umpire	\$7.00
UBC	supplies	\$228.45
Westside Implement	equipment	\$1,133.40
Woodring Plumbing	repairs	\$241.74
		\$56,512.46

Motion # 149-2008

Approve 2nd Qtr Library Financial Report

Motion by Pollock and seconded by Heim to approve the 2nd Quarter Library Financial Report. All members voting yes. Motion carried.

Motion # 150-2008

Resolution #772

Motion by Streff and seconded by Reidburn to approve Resolution #772 – A Resolution setting forth a schedule of rates for use by the City of Clark. All members voting yes. Motion carried.

RESOLUTION # 772

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

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

City Hall Offices:

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

Maintenance:

Loader with operator	\$60/hour
Motor grader/blade with operator	\$60/hour
Dump truck with operator	\$45/hour
Skid loader with operator	\$50/hour
Operator only	\$20/hour
Mowing, rider	\$50/hour
Mowing, tractor & rotary	\$75/hour
Black dirt	\$30/yard
Gravel	\$4/yard

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.

Passed and Adopted: July 7, 2008.

Eric Stevens
City of Clark, South Dakota

ATTEST: Rae Jean Flora, Deputy Finance Officer

Rosenau Abatement

Mr. Rosenau appeared before the Council & explained the work he has done to the property that he was served abatement papers on. The Council is satisfied that the problem has been abated and no further action will be taken at this time.

Motion # 151-2008

Resolution #773

Motion by Pollock and seconded by Reidburn to approve Resolution #773 – A Resolution establishing an official policy of the City of Clark with respect to the

demolition of abandoned, dilapidated, unsound, unsightly or unwanted structures within the City of Clark. All members voting yes. Motion carried.

RESOLUTION #773

A RESOLUTION ESTABLISHING AN OFFICIAL POLICY OF THE CITY OF CLARK WITH RESPECT TO THE DEMOLITION OF ABANDONED, DILAPIDATED, UNSOUND, UNSIGHTLY OR UNWANTED STRUCTURES WITHIN THE CITY OF CLARK, SOUTH DAKOTA.

WHEREAS, in recent years the City of Clark has taken a proactive approach to the removal of abandoned, dilapidated, unsound, unsightly or unwanted structures with the City of Clark;

WHEREAS, the City has assisted local landowners, through the expenditure of its own funds and certain grant money, as well as coordination with state authorities in the removal of numerous abandoned, dilapidated, unsound, unsightly and unwanted structures;

WHEREAS, the City Council in and for the City of Clark, South Dakota, desires to implement an official policy for the removal of abandoned, dilapidated, unsound, unsightly or unwanted structures that continues to promote and foster their removal but also takes into account the interests of private business concerns which derive a source of income from building demolition;

NOW, THEREFORE, BE IT RESOLVED:

1. That the City of Clark supports and promotes the removal of any abandoned, dilapidated, unsound, unsightly or unwanted structure, not having historical significance, within the City of Clark, South Dakota;
2. That the City Council in and for the City of Clark believes in most cases it is in the best interest of the City and local private business concerns that affected landowners should bear the cost of the removal of abandoned, dilapidated, unsound, unsightly or unwanted structures within the city limits;
3. That the City Council in and for the City of Clark recognizes that in certain limited circumstances, City assistance to private landowners in the removal of abandoned, dilapidated, unsound, unsightly or unwanted structures may be in the best of the citizens of the City of Clark;
4. That pursuant to the understanding detailed in paragraph 3, herein, the City Council, on an individual basis, shall hear and pass judgment on, at any regularly scheduled City Council meeting, the request of any private landowner for assistance in the removal of any abandoned, dilapidated, unsound, unsightly or unwanted structure;
5. That prior to appearance at the City Council meeting as detailed herein, the affected landowner shall file, with the City Finance Officer, an Application for Assistance of Removal of Structure on a form to be prescribed by the City Finance Officer;

6. That the City Council, by majority vote, shall determine if, to what extent, and upon what terms City assistance shall be granted to any private landowner desiring assistance with structure removal;

7. That the City Council shall take into consideration all relevant factors regarding the structure removal, including but not limited to: the financial need of the affected landowner; the proposed use of the land following structure removal and the affect on the local property tax base with respect to both the removal of the structure and the subsequent use of the real property; and,

8. That any private landowner who is granted City assistance by the City Council shall, prior to the beginning of any demolition, execute a liability waiver and hold harmless agreement, on a form prescribed by the City Finance Officer, protecting the City with respect to the demolition efforts.

Adopted this 7th day of July, 2008.

Eric Stevens, Mayor
City of Clark, South Dakota

ATTEST: Rae Jean Flora, Deputy Finance Officer

Motion # 152-2008

One Day Liquor License

Motion by Heim and seconded by Pollock to approve a one day liquor license for the Clark American Legion for the Garden City Alumni Reunion on 7/12/08 from 4 pm to 2 am. All members voting yes. Motion carried.

Clark Quality Meats Land Issue

Stevens stated that Mr. Bartels is in agreement to a perpetual easement. Fjelland will draw up the contract for this easement and it will be presented at the August 4, 2008 meeting for Council approval.

Playhouse Liquor License Transfer

Alan Hollatz, Beth Hollatz, Dodd Peckenpaugh and Ron Peckenpaugh appeared to inform the Council of an agreement to sell and purchase the Playhouse Restaurant contingent upon the transfer of the liquor license currently held by the Playhouse. Discussion was held. It is anticipated that the closing on the sale of the restaurant will occur on August 4, 2008, and that the parties will formally request that a transfer of the license be made at the City Council meeting to be held on that date.

Liquor License Inquiry

Eddy Rieke addressed the Council on his request for a liquor license for a hunting lodge/sports club at the old Reggie's building. Discussion was once again held on the requirements of SB126. Mr. Rieke will discuss the options and requirements with Fjelland and, if he is still interested, the Council will discuss options at a future date.

Med Van Policy Review

Tabled any changes until Streff can make revisions to the current policies with the help of Flora and Fuller.

Motion # 153-2008 Authorize of Expenditure for Repairs to Police Car

Motion by Pollock and seconded by Reidburn to authorize the expenditure of up to \$600 to Dakota Electronics for the repair of the wiring of the Crown Victoria. All members voting yes. Motion Carried.

Motion # 154-2008 City of Clark Contract with County for Law Enforcement

Motion by Heim and seconded by Pollock to approve the agreement to contract out the City of Clark's law enforcement with Clark County and authorizing Mayor Stevens to execute the agreement on behalf of the City. All members voting yes. Motion Carried.

Motion # 155-2008 Transfer of City Police Vehicles and Equipment

Motion by Streff and seconded by Reidburn to approve the transfer of the City Police vehicles and any ancillary Police equipment to the county, pursuant to the inventory that will be conducted between now and July 15 and authorize Mayor Stevens to execute any documents required for the transfer of the titles of that equipment. All members voting yes. Motion Carried.

Motion # 156-2008 Clark Variety Store

Motion by Reidburn and seconded by Pollock to extend the 1 year free commercial water and sewer to 2 years free commercial water and sewer for the Clark Variety Store. All members voting yes. Motion Carried.

Motion # 157-2008 Transient Permit Request

Motion by Fuller and seconded by Pollock to approve the Transient Permit Request from Tap Enterprises to hold a tool and general merchandise sale at the Clark American Legion on July 28, 2008. All members voting yes. Motion carried.

Motion # 158-2008 2007 Audit Approval

Motion by Heim and seconded by Reidburn to contract with William Neale & Co. to perform the 2007 audit at a fee of \$52.50/hour, not to exceed \$13,650. All members voting yes. Motion carried.

Motion # 159-2008 Executive Session

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

Executive session began at 8:41 pm and ended at 9:02 pm.

Motion # 160-2008

Resignation

Motion by Heim and seconded by Pollock to accept the contingent resignation of Michael Gravning, as police officer, effective July 15, 2008. All members voting yes. Motion carried.

Motion # 161-2008

Adjourn

Motion by Fuller and seconded by Pollock to adjourn. All members voting yes. Motion carried.

Meeting adjourned at 9:05 pm.

Mayor Eric Stevens

Attest: Deputy Finance Officer Rae Jean Flora

(seal)

**City of Clark Council Meeting
August 4, 2008
7:00 PM**

Call to order: The Clark City Council met in session on August 4, 2008 at 7:00 pm in the City Hall Council Room.

Council Members Present: Larry Dreher, Paul Fuller, Louann Streff, Roberta Heim and Lon Reidburn. **Absent:** John Pollock.

Others Present: Mayor Eric Stevens, Finance Officer Jackie Luttrell, City Attorney Chad Fjelland, Roger Collins, Darin Altfillisch, Sheriff Robbie McGraw and Bill Krikac.

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

Motion # 162-2008 **Adopt Agenda**
Motion by Streff and seconded by Fuller to adopt the agenda. All members voting yes.
Motion carried.

Public Input

Streff brought up a concern on handicapped parking spots on city streets. Fuller advised that a speaker is out at Dickinson Park.

Motion # 163-2008 **Approve Minutes**
Motion by Dreher and seconded by Reidburn to approve the Council Meeting Minutes from July 7, 2008. All members voting yes. Motion carried.

Motion # 164-2008 **Approve Financial Statements**
Motion by Heim and seconded by Streff to approve the financial statements. All members voting yes. Motion carried.

Motion # 165-2008 **Approve Claims**
Motion by Reidburn and seconded by Fuller to approve the following claims. All members voting yes. Motion carried.

Additional July Claims

Check #	To	For	Amount
196	City of Clark	utilities	\$50.50
197	Dacotah Bank	professional fees	\$2.14
16680	Republic	supplies	\$7,236.21
16681	Clark Rural Water	supplies	\$11,415.60
16682	Account Mngt.	garnish	\$11.03
16683	Clark Co. Treasurer	professional fees	\$4,082.50
16684	Cook's Wastepaper	garbage collection	\$5,137.29
16685	Cook's Wastepaper	utilities	\$36.74
16686	SD DOL Unemployment	unemployment benefits	\$588.00

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Check #	To	For	Amount
16687	Alltel	utilities	\$130.72
16688	Jackie Luttrell	travel expenses	\$95.00
16689	Mack's	supplies	\$962.57
16690	Sharpe Enterprises	building	\$7,770.48
16691	Petty Cash	supplies	\$90.37
16692	VOIDED		
16693	Account Mngt.	garnish	\$11.03
16694	Dacotah Bank	taxes	\$3,136.87
16695-16715	Water Dept	payroll	\$955.54
	Sewer Dept.	payroll	\$955.55
	Pool	payroll	\$2,614.30
	Streets Dept.	payroll	\$2,143.69
	Finance Office	payroll	\$1,009.89
	Police Dept.	payroll	\$1,037.89
	Sanitation Dept.	payroll	\$719.31
	Parks Dept.	payroll	\$1,313.90
16716-16735	Water Dept	payroll	\$928.72
	Sewer Dept.	payroll	\$928.73
	Pool	payroll	\$4,456.09
	Streets Dept.	payroll	\$1,844.34
	Finance Office	payroll	\$989.75
	Sanitation Dept.	payroll	\$780.69
	Parks Dept.	payroll	\$1,529.03
16736	AFLAC	insurance	\$228.90
16737	American Family Insur.	insurance	\$8.10
16738	Dacotah Bank	941 taxes	\$3,262.00
16739	SD Retirement Systems	retirement	\$2,202.42
16740	The US Life Insur. Co.	insurance	\$14.00
16741	Wellmark BCBS	insurance	\$2,810.59
16742-16752	Water Dept	payroll	\$92.35
	Sewer Dept.	payroll	\$92.35
	Mayor	payroll	\$354.92
	Finance Office	payroll	\$124.04
	Police Dept.	payroll	\$363.14
	Govt. Bldg	payroll	\$208.17
	Library	payroll	\$738.65
	Transit	payroll	\$1,203.18
16753	Dacotah Bank	941 taxes	\$771.20
16754	Ronald Schorg	payroll	\$43.81
16755	Dacotah Bank	941 taxes	\$7.26
22581	Bank of the West	loan	\$930.00
22582	Dacotah Bank	transfer	\$364.72

New August Claims

To	For	Amount	To	For	Amount
SD Rural Development	revenue bond	\$787.00	Haley DesLauriers	umpire	\$14.00
SD Rural Development	revenue bond	\$908.00	Heiman	maintenance	\$114.00
A&B Business Interiors	maintenance	\$153.13	Jerry Hartley	umpire	\$14.00
Amanda Bartels	umpire	\$14.00	Hawkins	supplies	\$6,181.37

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To	For	Amount	To	For	Amount
A-OX Welding Supply	supplies	\$9.92	ITC Rural Economic Dev.	loans	\$2,813.54
Becky Jenkins	mileage	\$138.38	ITC	utilities	\$424.10
Book of the Month Club	books	\$22.98	Joe Kirkeby	umpire	\$5.00
Brandon Varilek	mileage	\$84.43	Johnson Brothers	liquor	\$6,839.71
Brenda Jenkins	umpire	\$49.00	Ken's Food Fair	supplies	\$826.91
Brent Forest	umpire	\$5.00	K&P Pump	repairs	\$8,595.89
Cardmember Services	supplies	\$468.82	Leonard Feuerhelm	water deposit refund	\$100.00
Chris Furness	umpire	\$10.00	Literary Guild	books	\$43.51
City of Clark	supplies	\$21.60	Mack's	supplies	\$616.96
Clark Community Oil	supplies	\$2,509.67	Malory Bartels	mileage	\$62.16
Clark Community Oil	supplies	\$2,666.71	Midwest Alarm Co.	professional fees	\$261.25
Clark Co. Farmers Elevator	supplies	\$73.44	Milbank Winwater	supplies	\$129.36
Clark Co. Highway Dept.	maintenance	\$12,028.06	Moeller Sheet Metal	repairs	\$106.11
Clark Co. Historical Society	subsidies	\$560.00	Moritz Publishing	supplies	\$199.11
Clark Co. Treasurer	police protection	\$8,165.00	M&T Fire & Safety	supplies	\$24.31
Clark Co. Weed Board	maintenance	\$198.88	NAPA Auto Parts	supplies	\$228.32
Clark Engineering	professional fees	\$313.53	Northwestern Energy	utilities	\$11,232.95
Clark Quality Meats	supplies	\$104.45	Olson Auto Parts	supplies	\$66.14
Clarke Mosquito Control	supplies	\$51.32	Olson Motor Co.	repairs	\$160.15
Clayton Guffin	umpire	\$15.00	One Call Systems	professional fees	\$27.00
Cody Rahn	umpire	\$78.00	Oscar's Machine Shop	repairs	\$107.11
Colin LaBrie	umpire	\$15.00	Porter Distributing	liquor	\$905.25
Colonial Research	supplies	\$889.25	Quill	supplies	\$192.08
Cook's Wastepaper	utilities	\$36.74	Ritter's Repair	repairs	\$950.94
Credit Bureau of Wtn	professional fees	\$40.00	Roy's Sport Shop	supplies	\$210.00
Dacotah Bank	loans	\$3,655.42	Scott Varilek	professional fees	\$1,000.00
Dakota Electronics	repairs	\$892.25	SD Dept of Revenue	professional fees	\$372.00
Dakota Style	supplies	\$34.80	SD Federal Property Agency	supplies	\$65.50
Del-Mar Upholstery	repairs	\$70.00	Star Laundry	maintenance	\$52.07
Desnoyers Hardware	supplies	\$161.92	Thomas West	supplies	\$183.00
DJ Hoffman	umpire	\$5.00	Traffic Parts	repairs	\$476.00
Ellwein Brothers	liquor	\$15,288.10	Ty Fuller	umpire	\$120.00
Fjelland Attorney at Law	legal fees	\$452.80	UBC	supplies	\$554.78
Fjelland Attorney at Law	legal fees	\$481.60	USA Blue Book	supplies	\$815.77
Forest Excavating	repairs	\$979.51	Van Diest Supply Co.	supplies	\$3,093.75
Girton Adams	repairs	\$239.80	Watertown Ford	repairs	\$100.00
Greenfield's Short Stop	supplies	\$58.51	Westside Implement	repairs	\$36.76
Gruenwald Electric	repairs	\$188.67			

Department Updates

Department updates given by Collins, Altfillisch, and Luttrell. Sheriff McGraw gave a progress report on how the transition has gone with transferring the police duties to the Sheriff's office. Luttrell explained an Arv View update for creating a parcel layer. Luttrell stated the city website, www.cityofclark.com, has been completed and online.

Motion # 166-2008

Approve Department Updates

Motion by Dreher and seconded by Fuller to approve the department updates. All members voting yes. Motion carried.

Flat Iron Park

Luttrell read a note from Brian Cook showing his appreciation to the city employees for their assistance with the park. Council discussed ways to show their appreciation to Brian for his persistence and hard work in beautifying Flat Iron Park.

Pool Closing

Dreher stated the pool closing date has been set for Sunday, August 24. The day will end with a Lion's Brat & Burger supper and free swimming.

Rubber Chips for Playground

Streff stated she found information about getting rubber chips under the playground equipment at the parks. She will work with Loren to determine size and City needs to consider updating the playground equipment.

Dogs at Large

Discussed different options on handling dog complaints. Will be re-discussed if the problem persists. City Attorney can handle abatements for public nuisances.

Water Costs

City was recently notified by Clark Rural Water that the water costs are increasing by \$0.35 per 1,000 gallons. Council performed the first reading of Ordinance #475 Water and Sewer Rates to pass increase on to the water customers.

Shut Off List

Council reviewed the past due water bills list. Water **will** be shut off on all accounts past due as of 5 pm August 15, 2008.

Insurance Itemization

Luttrell presented a list of items that the insurance company would like to itemize on the insurance policy and the costs of the additional insurance. Council reviewed the items to determine what to change.

Motion # 167-2008

Insurance Itemization

Motion by Dreher and seconded by Reidburn to approve the itemized list and amend the insurance policy. All members voting yes. Motion carried.

Motion # 168-2008

Liquor License

Motion by Fuller and seconded by Heim to approve the transfer of the liquor license From the Playhouse to D. Taylor's LLC DBA Playhouse effective August 4, 2008. All members voting yes. Motion carried.

Motion # 169-2008

Operating Agreement

Motion by Dreher and seconded by Streff to enter into a new operating agreement with D. Taylor's LLC DBA Playhouse effective August 4, 2008 and authorizing Mayor Stevens to sign the operating agreement. All members voting yes. Motion carried.

Motion # 170-2008

Clark Quality Meats Easement

Motion by Heim and seconded by Reidburn to approve an easement to Clark Quality Meats as stated in the following Resolution #774. All members voting yes. Motion carried.

RESOLUTION # 774

A RESOLUTION TO AUTHORIZE THE GRANTING OF AN EASEMENT ACROSS CERTAIN REAL ESTATE OWNED BY THE CITY OF CLARK TO CLARK QUALITY MEATS, LLC, AND TO DESIGNATE THE MAYOR AS THE SIGNATORY FOR ALL DOCUMENTS RELATING TO THE GRANTING OF SAID EASEMENT.

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

WHEREAS, the City of Clark owns real estate legally described as follows:

Lot Two (2) of South city Park Addition to the City of Clark, Clark County, South Dakota,

WHEREAS, Clark Quality Meats, LLC, owns real estate legally described as follows:

Lot One (1) of South City Park Addition to the City of Clark, Clark County, South Dakota, formerly a portion of “Clausen Addition to the City of Clark, Clark County, South Dakota, being a part of the Northwest Quarter of the Northwest Quarter of Section 7, Township 116 North, Range 57, West of the Fifth Principle Meridian.”

WHEREAS, as easement is necessary to allow Clark Quality Meats, LLC access to its real estate as above-described;

WHEREAS, it is in the best interest of the City of Clark and the citizens of the City of Clark to grant said easement;

NOW, THEREFORE, BE IT RESOLVED that the City of Clark, South Dakota, forthwith grant an easement across its above-described real estate, upon those terms and conditions, and for the consideration of \$1.00 all as contained in the Easement on file with the City Finance Office;

AND BE IT FURTHER RESOLVED, that Eric Stevens, Mayor of the City of Clark, is hereby authorized and directed to execute all documents and take whatever other action he may deem necessary to consummate the Easement.

Eric Stevens, Mayor
City of Clark, South Dakota

ATTEST:

Jackie Luttrell, City Finance Officer

* * * * *

Initiated Measure #10 Resolution

Council discussed approving a resolution opposing Initiated Measure #10. Council decided to wait and approve this resolution closer to Election Day. Will revisit approving a resolution in October.

Med Van Policies

Discussed hiring an additional driver to be used only on an as needed basis and reviewed additional policies to determine rider eligibility.

Motion # 171-2008

Approve Med Van Policies

Motion by Dreher and seconded by Reidburn to approve the revised med van policies dated 7/30/08. All members voting yes. Motion carried.

Sound Issue at Clinic

Streff indicated that the Sanford Clinic Engineers examined the clinic and determined that the structure is built correctly, but due to the hard surfaces, noises and voices carry between rooms. Sanford requesting to bid out a noise canceling system to determine if the City can cost share on the expense.

Motion # 172-2008

SDML Annual Conference

Motion by Dreher and seconded by Reidburn to authorize Rae Jean Flora and Jackie Luttrell to attend the SDML Annual Conference to be held in Pierre, SD on October 7-10, 2008, and to approve the travel and conference expenses. All members voting yes. Motion carried.

Motion # 173-2008

September Council Meeting

Motion by Dreher and seconded by Heim to reschedule the September Council meeting to September 8, 2008 due to the Labor Day Holiday. Meeting will begin at 7:00 pm. All members voting yes. Motion carried.

Motion # 174-2008

Special Meeting

Motion by Dreher and seconded by Streff to approve a special meeting being called by the Mayor for reviewing special assessments, budgeting and additional city business. The special meeting will be held on August 25, 2008 beginning at 7:00 pm. All members voting yes. Motion carried.

Motion # 175-2008

Resignation

Motion by Reidburn and seconded by Heim to approve the resignations of Alan Hollatz, Sharon Bjerke, Teri Stokely and Val Richter due to the police department transferring duties to the Sheriff's office. All members voting yes. Motion carried.

No executive session was held.

Motion # 176-2008

Adjourn

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

Meeting adjourned at 8:51 pm.

Mayor Eric Stevens

Attest: Finance Officer Jackie Luttrell
(seal)

**City of Clark Special Council Meeting
August 25, 2008
7:00 PM**

Call to order: The Clark City Council met in special session on August 25, 2008 at 7:00 pm in the City Hall Council Room.

Council Members Present: Larry Dreher, Paul Fuller, Louann Streff, Roberta Heim, John Pollock and Lon Reidburn.

Others Present: Mayor Eric Stevens, Finance Officer Jackie Luttrell, City Attorney Chad Fjelland, Bill Krikac, Janet Gehrke, Roger Collins, Kenny Bell and Nan Bell.

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

Motion # 177-2008 **Adopt Agenda**
Motion by Fuller and seconded by Streff to adopt the agenda. All members voting yes.
Motion carried.

Motion # 178-2008 **Approve Minutes**
Motion by Heim and seconded by Reidburn to approve the Council Meeting Minutes from August 4, 2008. All members voting yes. Motion carried.

Motion # 179-2008 **Approve Claims**
Motion by Dreher and seconded by Fuller to approve the following claims. All members voting yes. Motion carried.

Paid August Bills

Check #	To	For	Amount
200	SD Dept. of Revenue	July sales tax	\$193.13
201	City of Clark	utilities	\$50.50
202	Dacotah Bank	processing fees	\$1.73
16835	Cook's Wastepaper	garbage collections	\$5,190.67
22583	Bank of the West	sludge tank loan	\$930.00
16836-16853	Water Dept.	payroll	\$759.43
	Sewer Dept.	payroll	\$759.44
	Pool	payroll	\$2,384.27
	Street Dept.	payroll	\$2,158.03
	Finance Office	payroll	\$989.75
	Sanitation Dept.	payroll	\$748.27
	Parks Dept.	payroll	\$409.30
16854	Dacotah Bank	941 taxes	\$2,399.34
16855	Account Mngt.	garnish	\$11.03
16856	Petty Cash	supplies	\$72.60

City Council Meeting – August 25, 2008

Additional August Claims

To	For	Amount	To	For	Amount
A&B Business	maintenance	\$81.54	K&K Pump Repair	repairs	\$717.07
alltel	utilities	\$130.22	Ken's Food Fair	supplies	\$716.76
Baker & Taylor Books	books	\$21.89	Literary Guild	books	\$112.13
Banyon Data Systems	professional fees	\$770.00	Northwestern Energy	utilities	\$7,289.66
Bryce DesLauriers	umpire	\$120.00	Office Systems	supplies	\$152.12
Cardmember Services	supplies	\$157.21	One Call Systems	locates	\$11.00
Cedric Seefeldt	umpire	\$40.00	Pitney Bowes	postage	\$518.99
City of Clark	bulk water	\$8.10	Pitney Bowes	meter rental	\$105.00
City of Clark	applied water deposit	\$100.00	Playhouse	water deposit refund	\$25.00
Clark Co. Courier	advertising	\$254.38	Quill	supplies	\$193.79
Clark Rural Water	supplies	\$15,003.90	Republic National	liquor	\$8,918.90
Credit Bureau of Wtn	collection fees	\$260.22	Scott Varilek	mileage	\$615.68
Dakota Style	supplies	\$53.40	SD Dept. of Revenue	professional fees	\$590.00
Desnoyers Hardware	supplies	\$327.96	SD Municipal League	conference	\$150.00
Ecolab	spraying	\$81.50	SD Public Assurance Alliance	insurance	\$864.00
Fred Obermeier	maintenance	\$100.01	Share Corp.	supplies	\$860.58
Geoff Furness	umpire	\$60.00	Share Enterprises	building	\$3,885.24
Hawkins	supplies	\$2,540.79	Significant Digits	professional fees	\$550.00
Hawkins	supplies	\$1,413.00	Star Laundry	maintenance	\$52.07
Jim Fielder	maintenance	\$980.00	Ty Fuller	umpire	\$60.00

Special Assessments

This being the scheduled time and place to hold the public hearing to review the special assessment list, Council reviewed the list and heard no public input.

Motion # 180-2008

Resolution #775

Motion by Pollock and seconded by Reidburn to approve Resolution #775 A Resolution Levying Assessments for the 2008 Unpaid Bills. All members voting yes. Motion carried.

Motion # 181-2008

Prime Oil

Motion by Dreher and seconded by Heim to approve to lay prime oil on the parking lot behind the medical clinic at a cost of approximately \$300- \$400. All members voting yes. Motion carried.

Motion # 182-2008

Ordinance # 475

Motion by Pollock and seconded by Reidburn to pass Ordinance #475 An Ordinance Amending Clark Municipal Code “Title 10 – Water and Sewer, Chapter 10.24 – Rates” for a water rate increase effective on October 1, 2008 billing from the September usage. All members voting yes. Motion carried.

Alley Drainage Issue

Council reviewed the proposal by Clark Engineering to address a water drainage issue in the alley between Highway 212 and 2nd Ave. NW between the Time Out and Sportsman. Collins was also present and presented a modified alternative to the Clark Engineering proposal. Collins will do additional research and will be revisited at next meeting.

Motion # 183-2008

Board of Adjustment Public Hearing

Motion by Fuller and seconded by Streff to close regular session and open the scheduled Board of Adjustment meeting to hear a request for a special exception permit request by Janet Gehrke for a home occupation - daycare. All members voting yes. Motion carried.

Regular meeting closed at 7:15 pm and reopened at 7:24 pm.

Electronic Sign

Kenny and Nan Bell were in attendance to offer the City the option to purchase the Daktronics sign for \$12,000 as they feel this is a community sign. Pollock voiced his opinion on the life expectancy of the sign. Council asked for more information about any warranty issues and life expectancy and Council will revisit at the next meeting.

Camping Sites

Dodd Peckenpaugh was in attendance to request the City's financial help in setting up camping sites behind the Playhouse restaurant to accommodate construction workers, specifically the pipeline workers expected next year. Councilman Pollock stated if we gave financial assistance to him, we'd have to give the same financial assistance to the other restaurants in town. Discussion surrounded on what the City should do to accommodate the need for housing in order to keep this revenue in town. Luttrell will try to locate a construction company representative for more information on their needs and revisit at another meeting.

2009 Budget

Finance Officer Luttrell presented the preliminary budget to the council and discussed the prioritization on equipment needs. Mayor Stevens would like to see the City adopt a comprehensive plan for large purchases.

Motion # 184-2008

Executive Session

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

Executive session began at 8:55 pm and ended at 9:21 pm.

Motion # 185-2008

Med Van Drivers

Motion by Fuller and seconded by Reidburn to extend the deadline to accept applications for med van drivers to September 8 to review at that night's council meeting. All members voting yes. Motion carried.

Motion # 186-2008

Adjourn

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

Meeting adjourned at 9:22 pm.

Mayor Eric Stevens

Attest: Finance Officer Jackie Luttrell
(seal)

**City of Clark Board of Adjustment Meeting
August 25, 2008
7:15 PM**

Call to order: The Clark City Council/Board of Adjustment met in session on August 25, 2008 at 7:15 pm in the City Hall Council Room for the purpose of hearing a special exception permit request.

Board Members Present: Larry Dreher, Paul Fuller, Louann Streff, Roberta Heim, John Pollock and Lon Reidburn.

Mayor Stevens called the meeting to order at 7:16 pm.

Special Exception Request

This being the scheduled and publicized time and place to hear a special exception permit request by Janet Gehrke to operate a home occupation - daycare from her home located at 601 N. Cloud Street, legal description Lots 8 & 9 Block 1 Conklin Addition City of Clark, South Dakota.

Council heard from Janet Gehrke on her request to operate a daycare out of her home. Finance Officer Luttrell stated that all the requirements for the special exception have been met. No public was in attendance to voice an opinion on the request.

Approve Special Exception Permit

Motion by Pollock and seconded by Dreher to approve the special exception permit for Janet Gehrke at the legal description Lots 8 & 9 Block 1 Conklin Addition, City of Clark, South Dakota, and to recommend approval to the Clark City Council to allow a home occupation – daycare from her home. The Board of Adjustment also found compliance with the following rules governing a special exception found in Clark Municipal Code 11.17.01 Special Exception. All members voting yes. Motion carried.

Adjourn

Motion by Dreher and seconded by Streff to close the Board of Adjustment meeting and reopened the regular council meeting at 7:23 pm.

Mayor Eric Stevens

Attest: Finance Officer Jackie Luttrell
(seal)

**City of Clark Council Meeting
September 10, 2008
7:00 PM**

Call to order: The Clark City Council met in session on September 10, 2008 at 7:00 pm in the City Hall Council Room.

Council Members Present: Larry Dreher, Paul Fuller (arriving at 7:50 pm), Louann Streff, Roberta Heim, John Pollock and Lon Reidburn.

Others Present: Mayor Eric Stevens, Finance Officer Jackie Luttrell, City Attorney Chad Fjelland, Darin Altfillisch, Roger Collins, Loren Stanley, Bill Krikac, Keith Zobel and Terry Binger.

Mayor Stevens called the meeting to order at 7:00 pm

Motion # 187-2008 **Adopt Agenda**
Motion by Heim and seconded by Pollock to adopt the agenda. All members voting yes.
Motion carried.

No Public input.

Motion # 188-2008 **Approve Minutes**
Motion by Pollock and seconded by Streff to approve the Council meeting minutes and Board of Adjustment meeting minutes from August 25, 2008 All members voting yes.
Motion carried.

Motion # 189-2008 **Approve Financial Statements**
Motion by Reidburn and seconded by Dreher to approve the financial statements. All members voting yes. Motion carried.

Motion # 190-2008 **Approve Claims**
Motion by Dreher and seconded by Heim to approve the following claims. All members voting yes. Motion carried.

Paid Claims

Check #	To	For	Amount
203	Dacotah Bank	professional fees	\$13.55
16895-16910	Water Dept.	payroll	\$734.45
	Sewer Dept.	payroll	\$734.46
	Pool	payroll	\$1,547.92
	Street Dept.	payroll	\$1,979.29
	Finance Office	payroll	\$1,008.99
	Sanitation	payroll	\$779.15
	Park Dept.	payroll	\$308.85
16911	AFLAC	insurance	\$228.90

City Council Meeting – September 10, 2008

Check #	To	For	Amount
16912	American Family Insur. Co.	insurance	\$8.10
16913	Dacotah Bank	941 taxes	\$2,105.69
16914	SD Retirement Systems	retirement contributions	\$1,978.00
16915	The US Life Insur. Co.	insurance	\$14.00
16916	Wellmark BCBS	insurance	\$2,810.59
16917-16922	Water Dept.	payroll	\$69.26
	Sewer Dept.	payroll	\$69.26
	Mayor's Office	payroll	\$354.92
	Govt. Building	payroll	\$200.09
	Library	payroll	\$712.48
	Transit Dept.	payroll	\$1,287.54
	16923	Dacotah Bank	941 taxes
16924	Account Mngt.	garnish	\$15.00
16925	Cook's Wastepaper	garbage collection	\$5,211.91

To	For	Amount	To	For	Amount
A-OX Welding Supply	supplies	\$9.92	Moeller Sheet Metal	repairs	\$58.16
A&B Business Inc.	maintenance	\$62.38	Mack's	supplies	\$537.34
City of Clark	deposit	\$57.69	Moritz Publishing	supplies	\$117.00
City of Clark	utilities	\$50.50	NAPA Auto Parts	supplies	\$103.43
Clark Co. Courier	advertising	\$276.48	Northwestern Energy	utilities	\$123.67
Clark Co. Historical Society	subsidies	\$560.00	Olson Motor Co.	repairs	\$46.64
Clark Community oil	supplies	\$1,953.61	One Call Systems	locate tickets	\$16.00
Clark Co. Treasurer	police protection	\$8,165.00	Oscar's Machine Shop	supplies	\$380.06
Clark Rural Water	water supplies	\$13,221.90	OSI	supplies	\$14.65
Codington Clark Equip.	supplies	\$18.75	Porter Distributing	liquor	\$421.75
Cook's Wastepaper	utilities	\$36.74	Republic	liquor	\$5,460.80
Dacotah Bank	loan payment	\$3,655.42	SD Dept. of Revenue	sales tax	\$90.74
Ellwein Brothers	liquor	\$10,778.85	SD Rural Development	sewer bond	\$787.00
Fjelland Attorney at Law	legal fees	\$452.80	SD Rural Development	water bond	\$908.00
Harlow's Bus Service	professional fees	\$28.00	Shawn Kjetland	deposit refund	\$42.31
In the Swim	supplies	\$169.93	Service Master of Wtn.	maintenance	\$298.00
ITC	utilities	\$462.30	Star Laundry	maintenance	\$52.07
ITC Rural Economic	loan payment	\$2,813.54	Superior Lamp	supplies	\$421.74
Johnson Bro. Famous Brands	liquor	\$4,131.95	UBC	supplies	\$217.87
Ken's Food Fair	supplies	\$40.13	Westside Implement	supplies	\$34.22
Milbank Winwater	water supplies	\$476.90			

Department Updates

Department updates given by Loren Stanley for Parks, Roger Collins for Streets, Darin Altfillisch for Water and Sewer, and Jackie Luttrell for Finance Office. Luttrell also explained the process for applying for a grant through the DENR for insulating the sludge tank.

Motion # 191-2008

State Water Plan

Motion by Dreher and seconded by Reidburn to authorize the Mayor to sign a State Water Plan Application for the sewer fund to apply for assistance in insulating the sludge tank. All members voting yes. Motion carried.

Motion # 192-2008

Department Updates

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

Motion # 193-2008

Sheriff's Office Report

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

Keith Zobel, representing the Clark Fire Department, informed the Council that they got an opportunity to purchase a used pickup from Producers Hybrid to replace the rescue unit.

Motion # 194-2008

Fire Department Rescue Truck

Motion by Reidburn and seconded by Streff to pay the Clark Fire Department \$5,200 for the purchase of a 2004 Chevy Extended Cab ¾ Ton pickup from Producers Hybrid to replace the Rescue Unit. All members voting yes. Motion carried.

Capital Outlay Plan

Luttrell presented two resolutions per Council's request to start a capital outlay plan for the Streets and Parks departments, and showed the existing plans already in place for the water and sewer funds.

Motion # 195-2008

Resolution # 777 Parks Capital Outlay Plan

Motion by Streff and seconded by Heim to approve Resolution # 777 A Resolution Establishing a Capital Outlay for General Fund Park Equipment Replacement. All members voting yes. Motion carried.

RESOLUTION # 777

A RESOLUTION ESTABLISHING A CAPITAL OUTLAY FOR GENERAL FUND PARK EQUIPMENT REPLACEMENT.

WHEREAS, the City Council of the City of Clark, South Dakota, has determined that the replacement of certain pieces of park equipment is necessary for the proper repair, maintenance and upkeep of the City parks, and;

WHEREAS, the City Council of the City of Clark, South Dakota, has determined that there are not sufficient funds within the general fund to purchase said park equipment, and;

WHEREAS, SDCL 9-21-14.1, authorizes the municipality to establish a Capital Outlay accumulation account for the purposes of purchasing said park equipment;

NOW THEREFORE BE IT RESOLVED, by the City Council of the City of Clark, South Dakota that a Capital Outlay account be established and that the Finance Officer is hereby authorized and directed to budget and accumulate \$5,000 per annum

AND BE IT FURTHER RESOLVED, that the accumulation of said funds will not exceed a maximum of more than sixty (60) months commencing from the date of this resolution.

Dated this 10th day of September, 2008.

Eric Stevens, Mayor

ATTEST:
Jackie Luttrell, Finance Officer
(SEAL)

Passed & Adopted: September 10, 2008
Published: September 17, 2008
Effective: October 7, 2008

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Motion # 197-2008 **One Day Liquor License**
Motion by Dreher and seconded by Reidburn to approve a one day liquor license for the Clark American Legion for October 11, 2008 for the Lions Gun Raffle. All members voting yes. Motion carried.

City Attorney Fjelland explained the option to authorize one day liquor licenses to 501(c)(19) groups for special events pursuant to SDCL 35-4-14.3.

Motion # 198-2008 **Special Events License**
Motion by Pollock and seconded by Streff to authorize the Mayor and Council Person in Charge of Liquor to approve special events one day liquor licenses upon application by eligible groups. All members voting yes. Motion carried.

Digital Sign

No further action taken.

ADA Parking

Heim presented information she learned regarding ADA parking spots in town. Her findings show that we are in compliance with the number of signs on Commercial Street and the actual signage verbiage.

Ordinance #476 2009 Budget

Luttrell presented the 2009 Budget and the first reading of Ordinance # 476 2009 Budget was had.

Councilman Fuller arrived at 7:50 pm.

Sewer Rate Review

Council reviewed different options of sewer rates and what impact it would have on the sewer revenue.

Executive Session

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

Executive session began at 8:12 pm and ended at 9:09 pm

Motion # 199-2008

Adjourn

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

Meeting adjourned at 9:10 pm.

Mayor Eric Stevens

Attest: Finance Officer Jackie Luttrell
(seal)

**City of Clark Council Meeting
October 6, 2008
7:00 PM**

Call to order: The Clark City Council met in session on October 6, 2008 at 7:00 pm in the City Hall Council Room.

Council Members Present: Larry Dreher, Paul Fuller, Louann Streff, Roberta Heim, John Pollock and Lon Reidburn.

Others Present: Mayor Eric Stevens, Finance Officer Jackie Luttrell, City Attorney Chad Fjelland, Roger Collins, Loren Stanley, Bill Krikac, Dennis Sommerville, George Florey and Deb Florey.

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

Motion # 200-2008

Adopt Agenda

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

Public Input

None

Department Updates

Department updates given by Collins, Stanley and Luttrell. Altfillisch was on vacation. Sheriff's report was reviewed.

Motion # 201-2008

Approve Department Updates

Motion by Dreher and seconded by Reidburn to approve the department updates.

Motion # 202-2008

Approve Minutes

Motion by Pollock and seconded by Streff to approve the Council Meeting Minutes from September 10, 2008. All members voting yes. Motion carried.

Motion # 203-2008

Approve Financial Statements

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

Motion # 204-2008

Approve Claims

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

Paid Claims

Check #	To	For	Amount
16963-16972	Water Dept.	payroll	\$833.44
	Sewer Dept.	payroll	\$833.45
	Streets Dept.	payroll	\$1,987.07

City Council Meeting – October 6, 2008

Check #	To	For	Amount
	Finance Office	payroll	\$1,001.68
	Sanitation Dept.	payroll	\$714.79
	Parks Dept.	payroll	\$424.36
16973	Dacotah Bank	941 taxes	\$1,715.64
16974	Account Mngt.	garnishment	\$15.00
16975	Clark Fire Dept.	pickup	\$5,200.00
16976	Bank of the West	loan	\$930.00
16977	Dakota Beverage	liquor	\$10,931.45
16978	alltel	utilities	\$87.06
19697-16986	Water Dept.	payroll	\$863.40
	Sewer Dept.	payroll	\$863.39
	Streets Dept.	payroll	\$1,883.78
	Finance Office	payroll	\$989.75
	Sanitation Dept.	payroll	\$741.32
	Parks Dept.	payroll	\$298.82
16987	AFLAC	insurance	\$228.90
16988	American Family Insur.	insurance	\$8.10
16989	Dacotah Bank	941 taxes	\$1,734.09
16990	SD Retirement Systems	retirement	\$1,819.38
16991	The US Life Insur. Co.	insurance	\$14.00
16992	Wellmark BCBS	insurance	\$2,810.59
16993-17000	Water Dept.	payroll	\$80.81
	Sewer Dept.	payroll	\$80.81
	Mayor	payroll	\$354.92
	Govt. Bldg.	payroll	\$183.93
	Library	payroll	\$740.18
	Transit	payroll	\$1,025.90
17001	Dacotah Bank	941 taxes	\$551.41
17002	Petty Cash	supplies	\$75.64
17003	Account Mngt.	garnishment	\$15.00

October Claims

To	For	Amount
SD Rural Development	bond	\$908.00
SD Rural Development	bond	\$787.00
American Red Cross	professional fees	\$108.00
A-OX Welding	supplies	\$10.23
Baker & Taylor Books	books	\$27.96
Book of the Month Club	books	\$69.93
Book of the Month Club	book	\$17.99
City of Clark	utilities	\$4,433.30
City of Clark	utilities	\$39.40
City of Clark	utilities	\$52.25
Clark Co. Courier	advertising	\$208.61
Clark Co. Historical Society	subsidies	\$560.00
Clark Community Oil	supplies	\$1,963.23
Cook's Wastepaper	garbage	\$5,243.92
Dacotah Bank	loan payment	\$3,655.42

City Council Meeting – October 6, 2008

To	For	Amount
Dacotah Insurance	insurance	\$6,149.00
Dakota Beverage	liquor	\$1,764.60
Desnoyers Hardware	supplies	\$451.39
Ellwein Brothers	liquor	\$9,128.25
First National Bank	loan payment	\$6,940.29
Fjelland Attorney at Law	legal fees	\$265.60
1st Rate Tree Service	tree removal	\$2,000.00
Florey's Plumbing	maintenance	\$86.73
Fuller's Country Computer	repairs	\$85.00
Huron Culvert & Tank	supplies	\$32.58
ITC	utilities	\$463.32
ITC Rural Economic Dev.	loan payment	\$2,813.54
Johnson Brothers	liquor	\$8,436.01
Literary Guild Bonus	books	\$17.38
One Call Systems	locate	\$19.00
Mack's Standard	supplies	\$354.42
Midwest Alarm	professional fees	\$261.25
Moritz Publishing	supplies	\$70.50
Clark Co. Auto Parts	supplies	\$39.24
Olson's Auto Parts	supplies	\$22.32
Olson's Motor Co.	repairs	\$1,887.16
OSI	supplies	\$13.57
Oscar's Machine Shop	supplies	\$459.01
Pitney Bowes	postage	\$518.99
Porter Distributing	liquor	\$623.25
Quill	supplies	\$55.31
Northwestern Energy	utilities	\$5,593.34
Republic National	liquor	\$7,390.36
SD Dept. of Revenue	water testing	\$761.00
SD Dept. of Revenue	sales tax	\$17.67
Star Laundry	rug cleaning	\$52.07
The Library Store	supplies	\$24.03
UBC	supplies	\$15.65
Westside Implement	supplies	\$6.18

Motion # 205-2008

3rd Quarter Library Financial Statement

Motion by Pollock and seconded by Reidburn to approve the 3rd Quarter Library Financial Statement. All members voting yes. Motion carried.

Motion # 206-2008

Resolution # 778

Motion by Fuller and seconded by Reidburn to approve Resolution # 778 – A Resolution Opposing Initiated Measure #10. All members voting yes. Motion carried.

RESOLUTION # 778

A RESOLUTION OPPOSING INITIATED MEASURE #10.

BE IT RESOLVED by the City of Clark

WHEREAS, Initiated Measure #10 would prohibit any city from paying dues to any association that lobbies:

WHEREAS, it is far more efficient and cost effective to join together with our fellow cities through the SD Municipal League for coordinated communication with the Legislature than to have each city stand alone;

WHEREAS, the costs to the taxpayers of having each city to monitor, report, and travel to Pierre to participate in the Legislative Session would be much greater than any dues to the SD Municipal League;

WHEREAS, coordinated communication with Legislators leads to more efficiency in the Legislative process and has saved millions of dollars in taxpayer funds;

WHEREAS, restricting the ability of South Dakotans to support candidates and communicate with their elected public officials is a violation of their right to freedom of speech;

WHEREAS, the measure will be challenged in court and will most likely be found to be unconstitutional, costing millions of dollars in taxpayer money;

WHEREAS, Initiated Measure #10 does not limit State government-paid lobbyists, out-of-state lobbyists, or corporate lobbyists, but only stifles coordinated voices for local control;

WHEREAS, the City of Clark finds that municipal officials throughout South Dakota are dedicated, honest and ethical people with the best interests of their cities in mind and that cities take great pride in providing open, honest government to our citizens;

WHEREAS, the thousands and thousands of South Dakotans who do business with the State, Cities, Counties, and other governmental entities should not be penalized for providing such services;

WHEREAS, civic groups who work to better their community, and often require local funding to provide their services should not be prohibited from communicating their needs to local public servants;

WHEREAS, the forces supporting Initiated Measure #10 will not reveal the source of their funding, leaving the reasonable assumption that out of state special interests are once again attempting to hijack the South Dakota ballot and abuse our initiative process;

NOW, THEREFORE, BE IT RESOLVED that the City of Clark strongly opposes Initiated Measure #10 and urges the citizens of South Dakota to vote “NO” on the

City Council Meeting – October 6, 2008

Ordinance # 476

2009 Appropriations Ordinance

Part One:

Be it ordained by the City of Clark that the following sums are appropriated to meet the obligations of the 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	\$ 18,040	\$ -	\$ -	\$ -
411.5 Contingency	\$ 25,655			
412 Mayor	\$ 6,055	\$ -	\$ -	\$ -
413 Elections	\$ 600	\$ -	\$ -	\$ -
414.1 Legal Services	\$ 4,500	\$ -	\$ -	\$ -
414.2 Finance Office	\$ 109,985	\$ -	\$ -	\$ -
419 Government Bldgs	\$ 15,585	\$ -	\$ -	\$ -
Total General Government	\$ 180,420	\$ -	\$ -	\$ -
420 Public Safety				
421 Police	\$ 97,980	\$ -	\$ -	\$ -
422 Fire Department	\$ 28,400	\$ -	\$ -	\$ -
Total Public Safety	\$ 126,380	\$ -	\$ -	\$ -
430 Public Works				
431 Highway & Streets	\$ 174,850	\$ -	\$ -	\$ -
431.6 Street Lighting	\$ 25,000	\$ -	\$ -	\$ -
432.1 Sanitation	\$ 85,875	\$ -	\$ -	\$ -
439 Transit	\$ 30,375	\$ -	\$ -	\$ -
Total Public Works	\$ 316,100	\$ -	\$ -	\$ -
441 Health and Welfare				
441 Health - Medical Building	\$ 14,320	\$ -	\$ -	\$ -
441.3 West Nile	\$ 5,000	\$ -	\$ -	\$ -
Total Health and Welfare	\$ 19,320	\$ -	\$ -	\$ -
450 Culture & Recreation				
451.10 Culture Rec	\$ 600	\$ 100	\$ -	\$ -
451.1 Teener's	\$ 3,165	\$ -	\$ -	\$ -
451.2 Swimming Pool	\$ 91,850	\$ -	\$ -	\$ -
452 Parks	\$ 53,550	\$ -	\$ -	\$ -
455 Library	\$ 17,135	\$ -	\$ -	\$ -
Total Culture & Recreation	\$ 166,300	\$ 100	\$ -	\$ -
465 Economic Development				
465.1 Industrial Development	\$ 77,632	\$ -	\$ -	\$ -
465.3 Promoting the City	\$ 3,750	\$ -	\$ -	\$ -
Total Economic Development	\$ 81,382	\$ -	\$ -	\$ -
470 Debt Services	\$ 24,266	\$ -	\$ 8,546	\$ 5,543
490 Miscellaneous				
499 Liquor	\$ 356,250	\$ -	\$ -	\$ -
Total Miscellaneous	\$ 356,250	\$ -	\$ -	\$ -
Total Appropriations	\$ 1,270,418	\$ 100	\$ 8,546	\$ 5,543

City Council Meeting – October 6, 2008

REVENUES

Part Two:

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

Revenue	<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>
310 Taxes	\$ 671,179	\$ -	\$ 3,494	\$ 4,405
320 Licenses & Permits	\$ 5,550	\$ -	\$ -	\$ -
330 Intergovernmental Revenue	\$ 50,449	\$ -	\$ -	\$ -
340 Charges for Goods & Srvs	\$ 91,550	\$ -	\$ -	\$ -
350 Fines & Forfeits	\$ 21,540	\$ 100	\$ -	\$ -
360 Miscellaneous Revenue	\$ 46,100	\$ -	\$ 100	\$ 100
380 Liquor	\$ 384,050	\$ -	\$ -	\$ -
Fund Balance	\$ -	\$ -	\$ 4,952	\$ 1,038
Total Means of Finance	\$ 1,270,418	\$ 100	\$ 8,546	\$ 5,543

PROPRIETARY FUNDS

	<u>Water Fund</u>	<u>Sewer Fund</u>
Estimated Beginning Retained Earnings	\$ 140,000	\$ 84,000
Estimated Revenue	\$ 260,046	\$ 200,296
Total Available	\$ 400,046	\$ 284,296
Less Appropriations	\$ (270,623)	\$ (227,896)
Estimated Surplus	\$ 129,423	\$ 56,400

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
Eric Stevens, Mayor

Attest: Jackie Luttrell, Finance Officer

(seal)

First Reading: 10-Sep-08
 Second Reading: 6-Oct-08
 Adopted: 6-Oct-08
 Published: 15-Oct-08
 Effective Date: 1-Jan-09

Ordinance # 477

Council heard the first reading of Ordinance # 477 – Sewer Rate Changes.

Generator Inspection

Council reviewed a proposal from Interstate PowerSystems for service and inspection on the generator at the clinic. It was decided all the service could be handled by city staff.

Junk & Unlicensed Vehicles

Council discussed options on cleaning up junk and unlicensed vehicles. City Attorney Fjellend will talk to the Sheriff's office about the unlicensed vehicles and the Health Officer regarding the yard cleanups.

Camping Sites at Pool Park

Council discussed adding four camping/RV sites at the Swimming Pool Park.

Motion # 210-2008

Bid for RV Sites

Motion by Dreher and seconded by Reidburn to bid for the water, sewer and electrical hookups for four 50 amp camping sites at the north end of the Swimming Pool Park. All members voting yes. Motion carried.

Motion # 211-2008

Board of Adjustment

Motion by Dreher and seconded by Pollock to close regular session and open the scheduled Board of Adjustment meeting to hear a special exception permit request by George Florey for a home occupation – plumbing business. All members voting yes. Motion carried.

Regular session closed at 7:30 pm and reopened at 7:34 pm.

Personnel Manual

Council reviewed changes to the personnel manual. Fjelland would like to review the process again with First District.

Motion # 212-2008

Executive Session

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

Executive session began at 7:40 pm and ended at 8:00 pm.

Motion # 213-2008

Med Van PT Drivers

Motion by Fuller and seconded by Streff to hire two part time employees, Marilyn Flora and Teresa Goertz-Reidburn, as an on-call med van driver at a pay of \$8.25/hour. Voting yes were Dreher, Streff, Fuller, Heim and Pollock. Reidburn abstained from voting. Motion carried.

Motion # 214-2008

Adjourn

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

Meeting adjourned at 8:02 pm.

Mayor Eric Stevens

Attest: Finance Officer Jackie Luttrell
(seal)

**City of Clark Board of Adjustment Meeting Minutes
October 6, 2008
7:30 PM**

Call to order: The Clark City Council/Board of Adjustment met in session on October 6, 2008 at 7:30 pm in the City Hall Council Room for the purpose of hearing a special exception permit request.

Members Present: Larry Dreher, Paul Fuller, Louann Streff, Roberta Heim, John Pollock and Lon Reidburn.

Others Present: Mayor Eric Stevens, Finance Officer Jackie Luttrell, City Attorney Chad Fjelland, Bill Krikac, George and Deb Florey.

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

Special Exception Request

This being the scheduled and publicized time and place to hear a special exception permit request by George and Debbie Florey to operate a home occupation – plumbing business from their home located at 312 N. Commercial Street, legal description Lots 1 & 2 Block 16 Second Railway Addition, Clark, SD.

Council heard from George Florey on his request. Finance Officer Luttrell stated that all the requirements for the special exception have been met. No public was in attendance to voice comments on the permit.

Approve Special Exception Permit

Motion by Heim and seconded by Pollock to approve the special exception permit to George Florey to operate a home business at Lots 1 & 2 Block 16 Second Railway Addition, Clark, SD and to recommend approval to the Clark City Council. The Board of Adjustment also found compliance with the rules governing a special exception found in Clark Municipal Code 11.17.01. All members voting yes. Motion carried.

Motion by Dreher and seconded by Streff to adjourn the Board of Adjustment meeting and reopen the regular city council meeting.

Meeting adjourned at 7:34 pm.

Mayor Eric Stevens

Attest: Finance Officer Jackie Luttrell

(SEAL)

**City of Clark Council Meeting
November 3, 2008
7:00 pm**

Call to order: The Clark City Council met in session on November 3, 2008 at 7:00 pm in the City Hall Council Room.

Council Members Present: Larry Dreher, Paul Fuller, Louann Streff, Roberta Heim, John Pollock and Lon Reidburn.

Others Present: Mayor Eric Stevens, Finance Officer Jackie Luttrell, City Attorney Chad Fjelland, Roger Collins, Loren Stanley, Darin Altfillisch, Bill Krikac, and other concerned citizens

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

Motion # 215-2008

Adopt Agenda

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

Public Input

Jeff Hoffman addressed the Council on his concerns on putting camping sites at the Swimming Pool Park. He stated he is not against camping sites, but feels the Swimming Pool Park is not the appropriate spot.

Department Updates

Department updates were given by Altfillisch, Collins, Stanley and Luttrell. New rotors will be ordered for the sewer plant and paid out of restricted cash. The Sheriff's report was distributed to the Council.

Motion # 216-2008

Approve Updates

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

Motion # 217-2008

Approve Minutes

Motion by Dreher and seconded by Streff to approve the Council meeting minutes from October 6, 2008 and the Board of Adjustment meeting minutes from October 6, 2008. All members voting yes. Motion carried.

Motion # 218-2008

Approve Financial Statements

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

Motion # 219-2008

Approve Claims

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

City Council Meeting – November 3, 2008

Additional October Claims

Check #	To	For	Amount
212	Dacotah Bank	professional fees	\$8.29
17048	SD Municipal League	conference	\$15.00
17049	Cook's Wastepaper	utilities	\$36.74
17050	A&B Business	maintenance	\$78.52
17051	Clark Co. Treasurer	professional fees	\$8,165.00
17052-17059	Water Dept.	payroll	\$799.89
	Sewer Dept.	payroll	\$799.90
	Streets Dept.	payroll	\$1,876.65
	Finance Office	payroll	\$989.75
	Sanitation Dept.	payroll	\$742.42
	Parks Dept.	payroll	\$298.82
17060	Dacotah Bank	941 taxes	\$1,647.54
17061	Account Mngt.	garnish	\$15.00
17062	Jackie Luttrell	travel expenses	\$52.00
17063	Rae Jean Flora	travel expenses	\$52.00
17064	Alltel	utilities	\$86.46
17065-17075	Water Dept.	payroll	\$92.35
	Sewer Dept.	payroll	\$92.35
	Mayor	payroll	\$354.92
	Finance Office	payroll	\$163.39
	Govt. Bldg.	payroll	\$192.02
	Library	payroll	\$767.89
	Transit	payroll	\$1,457.89
17076	Dacotah Bank	941 taxes	\$736.00
17077-17083	Water Dept.	payroll	\$797.18
	Sewer Dept.	payroll	\$797.19
	Streets Dept.	payroll	\$2,002.76
	Finance Office	payroll	\$989.75
	Sanitation Dept.	payroll	\$576.53
	Parks Dept.	payroll	\$303.83
17084	AFLAC	insurance	\$228.90
17085	American Family Insur.	insurance	\$8.10
17086	Dacotah Bank	941 taxes	\$1,633.98
17087	SD Retirement Systems	retirement	\$1,783.26
17088	The US Life Insur. Co.	insurance	\$14.00
17089	Wellmark BCBS	insurance	\$2,810.59
17090	Account Mngt	garnish	\$15.00
22584	Bank of the West	loan payment	\$930.00
22585	Insight Realty	refund	\$13.00
22586	Clark Rural Water	supplies	\$11,519.85
22587	Petty Cash	supplies	\$45.46

November Claims

To	For	Amount
A-OX Welding	supplies	\$10.23
Book of the Month Club	books	\$8.50

City Council Meeting – November 3, 2008

To	For	Amount
Cardmember Services	travel and supplies	\$316.88
City of Clark	utilities	\$1,629.80
Clark Co. Historical Society	subsidies	\$560.00
Clark Co. Treasurer	professional fees	\$8,165.00
Clark Community Oil	supplies	\$2,233.75
Clark County Courier	advertising	\$438.57
Colonial Research	supplies	\$238.78
Credit Bureau of Wtn	professional fees	\$43.31
Dacotah Bank	loan payment	\$3,655.42
Desnoyers Hardware	supplies	\$391.38
Fjelland Attorney at Law	legal fees	\$229.60
Gruenwald Electric	repairs	\$228.25
ITC	utilities	\$286.82
ITC Rural Economic	loan payment	\$2,813.54
Johnson Brothers Famous	liquor	\$7,908.06
Lee Stevens	water deposit refund	\$100.00
Literary Guild	books	\$28.18
Mack's	supplies	\$205.10
NAPA Auto Parts	supplies	\$57.05
Northwestern Energy	utilities	\$4,601.26
Quill	supplies	\$95.98
SD Dept. of Revenue	professional fees	\$288.00
SD Dept. of Revenue	sales tax	\$48.97
SD Rural Development	sewer revenue loan	\$787.00
SD Rural Development	water revenue loan	\$908.00
Star Laundry	maintenance	\$39.23
Westside Implement	supplies	\$69.40
Wilde Prairie Winery	liquor	\$96.00

Motion # 220-2008

Dump Closing Date

Motion by Dreher and seconded by Heim to approve the closing date for the dump as November 22, 2008. All members voting yes. Motion carried.

Motion # 221-2008

Approve Operating Agreements

Motion by Dreher and seconded by Reidburn to renew the operating agreements for Clark Legion, Clark Golf Club and Clark Liquors. All members voting yes. Motion carried.

Motion # 222-2008

Approve Liquor Licenses

Motion by Fuller and seconded by Streff to approve the liquor licenses for the Time Out, Sportsman, Clark Golf Club, Playhouse and Clark Liquors. All members voting yes. Motion carried.

Motion # 223-2008

Emergency Management Grant

Motion by Pollock and seconded by Reidburn to approve the 25% grant match for the U.S. Department of Homeland Security and Commerce, Public Safety Interoperable Communications Grant Program out of the 2008 budget for \$1,737.81 for the City of

Clark and \$2,805.00 for the Clark Fire Department. This is a pass through grant from Clark County Emergency Management. All members voting yes. Motion carried.

Motion # 224-2008

Transfer Fire Dept Truck

Motion by Pollock and seconded by Streff to approve to transfer the title of the 1973 Chevrolet fire department truck from the City of Clark to the Clark Fire Department. All members voting yes. Motion carried.

Motion # 225-2008

Election Workshop

Motion by Dreher and seconded by Pollock to approve Finance Officer Luttrell to attend the November 20, 2008 Municipal Election Workshop in Sioux Falls and approve all travel and conference expenses. All members voting yes. Motion carried.

Motion # 226-2008

Board of Adjustment Meeting

Motion by Dreher and seconded by Heim to close regular session and enter the schedule Board of Adjustment meeting for the scheduled 7:30 pm public hearing for a special exception application by HAPTY LLC. All members voting yes. Motion carried.

The Board of Adjustment meeting was held from 7:30 pm to 7:33 pm.

Motion # 227-2008

Joint Planning & Zoning/City Council Meeting

Motion by Pollock and seconded by Reidburn to convene into a joint Planning & Zoning Commission and Clark City Council meeting for the public hearings on rezoning the Swimming Pool and Dickinson Parks. All members voting yes. Motion carried.

Several citizens were in attendance to voice their concerns regarding the rezoning of the parks and questioned the reason for the rezoning. Luttrell and Fjelland explained that the rezoning issue and the camp site issues are two separate issues. The rezoning is to correct our zoning map to have our parks in a district that allows parks – Agricultural District.

Motion # 228-2008

Rezoning Recommendation

Motion by Dreher and seconded by Reidburn, acting as the Planning & Zoning Commission, to recommend the passage of the zoning amendment to the Clark City Council for the Swimming Pool Park to be rezoned from R2 – General Family Residential to A – Agricultural. All members voting yes. Motion carried.

Motion # 229-2008

Rezoning Recommendation

Motion by Heim and seconded by Streff, acting as the Planning & Zoning Commission, to recommend the passage of the zoning amendment to the Clark City Council for the Dickinson Park to be rezoned from R2 – General Family Residential to A – Agricultural. All members voting yes. Motion carried.

Motion # 230-2008

Approve 1st Reading of Rezoning Ordinance #479

Motion by Dreher and seconded by Streff, acting on the recommendation of the Planning & Zoning Commission, to approve the first reading of the Rezoning Ordinance # 479 to rezone the Swimming Pool Park from R2 – General Family Residential to A – Agricultural. All members voting yes. Motion carried.

the southerly side by a line parallel with and distant northerly 250' from the center line of the main tract of the railway of the Chicago and North Western Railway Company; and on the West by the East line of Ohio Street in said City of Clark, containing 4.07 acres, more or less (a.k.a. Dickinson Park)

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.

Motion # 232-2008

Exit Joint Meeting

Motion by Pollock and seconded by Heim to exit the joint meeting between the Planning & Zoning Commission and Clark City Council and to reconvene into the City Council meeting. All members voting yes. Motion carried.

The joint meeting ended at 7:41 pm.

Bid Opening

This being the time and place advertised to open bids for camping sites hook ups, Finance Officer Luttrell informed the Council of the one bid received coordinated by Florey's Plumbing: Florey's Plumbing for \$3,895, Ed Rieke for \$90/hour for trenching (no number of hours indicated) and Sharp Electric for \$3,094.58.

At this time, a number of concerned citizens voiced their dissatisfaction of a camping site at the Swimming Pool Park.

Motion # 233-2008

Reject Bids

Motion by Pollock and seconded by Dreher to reject all bids for camping sites. All members voting yes. Motion carried.

Motion # 234-2008

Personnel Manual

Motion by Pollock and seconded by Reidburn to approve the City of Clark Personnel Manual as the prior approval by ordinance was deemed invalid. All members voting yes. Motion carried.

Motion # 235-2008

Resolution #780

Motion by Streff and seconded by Heim to approve Resolution #780 as follows. All members voting yes. Motion carried.

RESOLUTION # 780

WHEREAS, City of Clark has identified the need to make improvements to the city's sanitary sewer system; and

WHEREAS, City of Clark desires to install insulation on the wastewater sludge storage tank; and

WHEREAS, City of Clark is eligible to apply for Consolidated Water Facilities Construction Program (CWFC) assistance for the proposed project; and

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

THEREFORE, BE IT RESOLVED that the Clark City Council duly authorizes the Mayor to execution and submit a CWFC application requesting \$31,500 of grant funds for the proposed project; and

THEREFORE, BE IT FURTHER RESOLVED that the Clark Mayor be designated as the project certifying officer authorized to sign the grant agreement, contracts, correspondence and all other paperwork necessary to the grant and project.

This resolution is effective immediately upon passage.

Adopted this 3rd day of November 2008.

Eric Stevens, Mayor

ATTEST: Jackie Luttrell, Finance Officer

Motion # 236-2008

Ordinance #477 Sewer Rates

Motion by Dreher and seconded by Reidburn to approve Ordinance #477 Sewer Rates as follows for to become effective date on January billings. All members voting yes. Motion carried.

ORDINANCE # 477

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 10.2404 – Sewer Rate – City” be amended to read as follows:

Section

“10.2404 SEWER RATE – City of Clark

The minimum sewer rate for users within the city limits shall be \$22.50 per month for the first 8,000 gallons of wastewater discharged per month. All additional gallons in excess of 8,000 gallons shall be charged at the rate of \$1.00 per 1,000 gallons.”

All ordinances and resolutions or parts of ordinances or 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
Eric Stevens, Mayor

ATTEST:
Jackie Luttrell, City Finance Officer
(SEAL)

First Reading: October 6, 2008
Second Reading: November 3, 2008
Adopted: November 3, 2008
Published: November 12, 2008
Effective Date: January 1, 2009

Motion # 237-2008

Executive Session

Motion by Heim and seconded by Pollock to enter into executive session for personnel issues. All members voting yes. Motion carried.

Executive session began at 8:06 and ended at 8:11 pm.

Ordinance #478 2009 Salaries

Council heard the first reading of Ordinance #478 2009 Salaries.

Ordinance #481 2008 Supplementing Appropriations

Council heard the first reading of Ordinance #481 2008 Supplementing Appropriations for the 2008 Budget.

Motion # 238-2008

Holiday

Motion by Heim and seconded by Reidburn to declare November 28, 2008 as a paid holiday for City of Clark personnel. All members voting yes. Motion carried.

Motion # 239-2008

Christmas Party

Motion by Pollock and seconded by Dreher to set the City Christmas Party for December 6, 2008 at the Playhouse. All members voting yes. Motion carried.

Motion # 240-2008

Skating Rink Attendant

Motion by Dreher and seconded by Reidburn to advertise for a skating rink attendant at a pay of \$6.75/hour. All members voting yes. Motion carried.

Motion # 241-2008

Adjourn

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

Meeting adjourned at 8:16 pm.

Mayor Eric Stevens

Attest: Finance Officer Jackie Luttrell

(seal)

**City of Clark Board of Adjustment Meeting Minutes
November 3, 2008
7:30 pm**

Call to order: The Clark City Board of Adjustment met in session on November 3, 2008 at 7:30 pm in the City Hall Council Room.

Council Members Present: Larry Dreher, Paul Fuller, Louann Streff, Roberta Heim, John Pollock and Lon Reidburn.

Others Present: Mayor Eric Stevens, Finance Officer Jackie Luttrell, City Attorney Chad Fjelland, Bill Krikac, Harvey Spieker and Patty Spieker.

Mayor Stevens called the meeting to order at 7:30 pm

Hear Special Exception Permit

Finance Officer Luttrell presented a Special Exception from HAPTY LLC to allow an apartment in a Highway Commercial district at West 65' of Lots 8, 9 and 10 of Block 10 Albert Keeps First Addition, City of Clark, South Dakota. All requirements have been met for the application.

Harvey & Patty Spieker were in attendance for the request. No opposition was voiced from the public.

Approve Special Exception Permit

Motion by Streff and seconded by Reidburn to approve the special exception permit for HAPTY LLC to use the following property at 312 First Ave. W (West 65' of Lots 8, 9 and 10 of Block 10 Albert Keep First Addition, City of Clark, SD) in the following manner: apartment, and to recomme98nd passage to the Clark City Council. The Board of Adjustment also found compliance with rules governing a special exception found in Clark Municipal Code 11.17.01. All members voting yes. Motion carried.

Adjourn

Motion by Dreher and seconded by Pollock to adjourn the Board of Adjustment Meeting. All members voting yes. Motion carried.

Meeting adjourned at 7:33 pm.

Mayor Eric Stevens

Attest: Finance Officer Jackie Luttrell
(seal)

**City of Clark Council Meeting
December 1, 2008
7:00 PM**

Call to order: The Clark City Council met in session on December 1, 2008 at 7:00 pm in the City Hall Council Room.

Council Members Present: Larry Dreher, Paul Fuller, Louann Streff, Roberta Heim, John Pollock and Lon Reidburn.

Others Present: Mayor Eric Stevens, Finance Officer Jackie Luttrell, City Attorney Chad Fjelland, Darin Altfillisch, Roger Collins, Loren Stanley, Bill Krikac, Travis Werdel and Lorryne Logan.

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

Motion # 242-2008

Adopt Agenda

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

Public Input

Roberta Heim brought up a water issue on Margaret Wirkus' line. Discussed options to fix line. John Pollock announced that Northwestern Energy will be replacing the street light fixtures.

Department Updates

Department updates given by Altfillisch, Collins, Stanley and Luttrell. Sheriff's report was read and a new contract will be considered at the next meeting.

Motion # 243-2008

Approve Updates

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

Motion # 244-2008

Approve Minutes

Motion by Pollock and seconded by Fuller to approve the Council meeting minutes and Board of Adjustment meeting minutes from November 3, 2008. All members voting yes. Motion carried.

Motion # 245-2008

Approve Financial Statements

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

Motion # 246-2008

Approve Claims

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

Additional November Claims

Check #	To	For	Amount
216	City of Clark	utilities	\$52.25
217	Dacotah Bank	prof. fees	\$12.35
17118	Ellwein Brothers	liquor	\$16,128.60
17119	Porter Distributing	liquor	\$829.75
17120	Cook's Wastepaper	utilities	\$36.74
17121	Dakota Beverage	liquor	\$6,316.40
17122	Republic National	liquor	\$12,107.78
17123	Cook's Wastepaper	garbage collections	\$5,238.55
17124	VOIDED		
17125-17131	Water Dept.	payroll	\$826.24
	Sewer Dept.	payroll	\$826.25
	Street Dept.	payroll	\$1,947.39
	Finance Office	payroll	\$989.75
	Sanitation	payroll	\$696.99
	Parks Dept.	payroll	\$298.82
17132	Dacotah Bank	941 taxes	\$1,727.99
17133	Account Mngt.	garnish	\$15.00
17134	Alltel	utilities	\$88.71
		mileage and conference	
17135	Jackie Luttrell	exp	\$109.13
17136-17142	Water Dept.	payroll	\$113.98
	Sewer Dept.	payroll	\$113.98
	Mayor	payroll	\$354.92
	Govt. Bldg	payroll	\$183.93
	Library	payroll	\$686.32
	Transit	payroll	\$1,140.81
17143	Dacotah Bank	941 taxes	\$599.18
17144-17150	Water Dept.	payroll	\$835.02
	Sewer Dept.	payroll	\$835.03
	Street Dept.	payroll	\$1,924.31
	Finance Office	payroll	\$989.75
	Sanitation	payroll	\$491.75
	Parks Dept.	payroll	\$298.82
17151	AFLAC	insurance	\$228.90
17152	American Family Insur.	insurance	\$8.10
17153	Dacotah Bank	941 taxes	\$1,639.80
17154	SD Retirement Systems	retirement contributions	\$1,804.88
17155	The US Life Insur. Co.	insurance	\$14.00
17156	Wellmark BCBS	insurance	\$2,810.59
17157	Account Mngt.	garnish	\$15.00
17158	Petty cash	supplies	\$58.05
17159-17164	Council Payroll	payroll	\$2,040.99
17165	Dacotah Bank	941 taxes	\$478.02
22588	Bank of the West	loan payment	\$930.00
22589	Clark Rural Water	water supplies	\$10,385.25

New December Claims

To	For	Amount	To	For	Amount
SD Rural Development	sewer revenue bond	\$787.00	James Wallace	water deposit refund	\$100.00
SD Rural Development	water revenue bond	\$908.00	Jan Husman	water deposit refund	\$100.00
A&B Business Inc.	maintenance	\$71.19	Jeff Kalo	water deposit refund	\$100.00
Arnold Hess	water deposit refund	\$100.00	Jessica Foster	water deposit refund	\$100.00
Bill Hancock	water deposit refund	\$100.00	Jill Stange	water deposit refund	\$100.00
Bendix Imaging	supplies	\$799.99	Jim Nichols	water deposit refund	\$100.00
Brian Heupel	water deposit refund	\$100.00	Johnson Brothers	liquor	\$7,349.72
Bruce Brekke	water deposit refund	\$100.00	Justin Wagner	water deposit refund	\$100.00
Cardmember Services	professional fees	\$30.00	K&P Pump	repairs	\$770.76
Chris Sass	water deposit refund	\$100.00	Komline-Sanderson	repairs	\$5,394.55
City of Clark	utilities	\$90.80	Literary Guild	books	\$47.97
City of Clark	applied water deposit	\$34.81	Mack's	supplies	\$171.95
Clark Co. Couriers	advertising	\$222.35	Matt Ortberg	water deposit refund	\$100.00
Clark Co. Historical Society	subsidies	\$560.00	Michael Todd & Co.	supplies	\$416.14
Clark Co. Treasurer	professional fees	\$8,165.00	Michael West	water deposit refund	\$100.00
Clark-Doland Concrete	supplies	\$156.00	Michele Flatten-Kabwe	water deposit refund	\$100.00
Clark Flower & Gift	supplies	\$53.50	Moeller Sheet Metal	supplies	\$565.81
Clausen Farms	supplies	\$2,295.00	Moritz Publishing	supplies	\$150.10
Cody Michalski	water deposit refund	\$100.00	NAPA Auto Parts	supplies	\$40.23
D&D Holiday DeLites	repairs	\$110.85	Olson Auto Parts	maintenance	\$258.90
Dacotah Bank	loans	\$3,655.42	One Call Systems	professional fees	\$26.00
Dale Swanson	water deposit refund	\$100.00	Oscar's Machine Shop	repairs	\$48.00
Dennis Flatten	water deposit refund	\$50.00	Northwestern Energy	utilities	\$5,585.21
DesLauriers Oil	supplies	\$351.60	Pete Weisbrod	water deposit refund	\$100.00
Desnoyers Hardware	maintenance	\$847.75	Pitney Bowes	postage	\$1,037.98
Double Day Large Print	books	\$70.48	Pitney Bowes	meter rental	\$105.00
EcoLab Pest	spraying	\$78.50	Quill	supplies	\$425.97
First Rate Tree	tree removal	\$250.00	Pro Build	supplies	\$10.49
Fjelland Attorney at Law	legal fees	\$236.80	Recreonics	equipment	\$4,362.98
Floreys Plumbing	maintenance	\$86.73	Ryan Claussen	water deposit refund	\$100.00
Gene Helkenn	water deposit refund	\$100.00	Ryan Peterson	water deposit refund	\$65.19
Gruenwald Electric	repairs	\$83.45	Shannon Huber	water deposit refund	\$100.00
Hi-Way Motel	water deposit refund	\$100.00	SD Dept. of Revenue	professional fees	\$200.00
ITC	utilities	\$379.77	Star Laundry	maintenance	\$52.07
ITC Rural Economic Dev	loans	\$2,813.54	Valeree DeVine	water deposit refund	\$100.00
J & J Heating	repairs	\$319.15			

Motion # 247-2008

Sewer Depreciation Claims

Motion by Dreher and seconded by Reidburn to approve to pay the Komline-Sanderson sludge pump parts claim for \$5,394.55 and the K&P Pump labor bill out of the Sewer Deprecation Reserve Fund. All members voting yes. Motion carried.

Motion # 248-2008

Ordinance #479 Rezone Swimming Pool Park

Motion by Pollock and seconded by Heim to approve the 2nd reading of Ordinance #479 as follows. All members voting yes. Motion carried.

Ordinance # 479

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

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF CLARK, SOUTH DAKOTA, that pursuant to Title 11.03.02 of the Clark Municipal Code, the Official Zoning Map of the City of Clark be changed to reflect that the following described real estate has been rezoned from “R2” General Residential District to “A” Agricultural District pursuant to authority to amend said zoning map exercised by the City Council upon recommendation of the Clark Planning and Zoning Commission:

SE ¼ of SE ¼ of Section 1 Township 116 N of Range 58 W of Fifth P.M.
Bounded as Follows: On the north by a line running parallel with and 40 feet south from the north line of the SE ¼ of SE ¼; on the E by the W line of Idaho St produced; on the S by the N line of 3’ and the west by the east line of Utah St. produced, as said streets are laid down and described on the plat of Albert Keep’s First Addition to Clark Center, now City of Clark (a.k.a. Swimming Pool Park)

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 1st day of December, 2008.

CITY OF CLARK

Eric Stevens, Mayor

Clark Zoning Administrative Official
Attest: Jackie Luttrell

(SEAL)

1st Reading: November 3, 2008

2nd Reading: December 1, 2008

Adopted: December 1, 2008

Published: December 3, 2008

Effective: December 23, 2008

Motion # 249-2008

Ordinance #480 Rezone Dickinson Park

Motion by Streff and seconded by Reidburn to approve the 2nd reading of Ordinance #480 as follows. All members voting yes. Motion carried.

Ordinance # 480

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

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF CLARK, SOUTH DAKOTA, that pursuant to Title 11.03.02 of the Clark Municipal Code, the Official Zoning Map of the City of Clark be changed to reflect that the following described real estate has been rezoned from “R2” General Residential District to “A” Agricultural District pursuant to authority to amend said zoning map exercised by the City Council upon recommendation of the Clark Planning and Zoning Commission:

SW ¼ of Section 6 Township 116 N, Range 57, West bounded as follows:
On the north by the south line of Third Street in the City of Clark produced and extended East; on the East by a line parallel with and distant East 137’ from the West line of the SE ¼ of SW ¼ of said Section 6, on the southerly side by a line parallel with and distant northerly 250’ from the center line of the main tract of the railway of the Chicago and North Western Railway Company; and on the West by the East line of Ohio Street in said City of Clark, containing 4.07 acres, more or less (a.k.a. Dickinson Park)

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 1st day of December, 2008.

CITY OF CLARK

Eric Stevens, Mayor

Clark Zoning Administrative Official

Attest: Jackie Luttrell

(SEAL)

1st Reading: November 3, 2008

2nd Reading: December 1, 2008

Adopted: December 1, 2008

Published: December 3, 2008

Effective: December 23, 2008

Motion # 250-2008

Ordinance #481 2008 Supplementing Appropriations

Motion by Dreher and seconded by Streff to approve the 2nd reading of Ordinance #481 2008 Supplementing Appropriations as follows. All members voting yes. Motion carried.

Ordinance # 481

“An ordinance Supplementing Appropriations for the City of Clark, Clark County, South Dakota, for the year 2008.

Be it ordained that the following sums be appropriated to supplement the City of Clark 2008 Budget:

101 – General Fund		
41210	Mayor	\$7,100
41300	Elections.....	\$300
41920	General Government Buildings	\$600
42200	Fire Department	\$11,200
43160	Street Lighting	\$3,500
43210	Sanitary Administration	\$7,300
43900	Transit.....	\$2,200
45200	Parks.....	\$8,500
47000	Debt Service.....	\$600
49900	Liquor.....	\$50,000

Means of Finance will be Cash on Hand.

302 – TIF 2 Debt Service Fund.....	\$5,543
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Means of Finance will be revenue from property taxes.

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 Eric Stevens

Attest: Finance Officer Jackie Luttrell

1st Reading: November 3, 2008

2nd Reading: December 1, 2008

Adopted: December 1, 2008

Published: December 3, 2008

Effective: December 23, 2008

Motion # 251-2008

Operating Agreement

Motion by Heim and seconded by Reidburn to authorize Council President Dreher to sign the Clark Liquors operating agreement. All members voting yes. Motion carried.

Motion # 252-2008

Dog Catcher

Motion by Reidburn and seconded by Dreher to enter an independent contractor agreement with Jason Coenen to be the official dog catcher at a pay of \$50/dog plus mileage at the state rate. All members voting yes. Motion carried.

Motion # 253-2008

First District Project

Motion by Fuller and seconded by Streff to authorize the Mayor to sign the City of Clark Parcel/Utilities Comprehensive Plan & Zoning Ordinance Update Project agreement. All members voting yes. Motion carried.

Motion # 254-2008

End of Year Meeting

Motion by Streff and seconded by Dreher to set the end of year meeting for December 29, 2008 at 5:30 pm. All members voting yes. Motion carried.

Motion # 255-2008

Board of Adjustment Meeting

Motion by Heim and seconded by Reidburn to close regular session and open the scheduled Board of Adjustment and Public Hearing for a Variance request from Travis Werdel. All members voting yes. Motion carried.

Board of Adjustment meeting met from 7:30 pm to 7:44 pm.

Motion # 256-2008

Executive Session

Motion by Dreher and seconded by Streff to enter into executive session for personnel issues. All members voting yes. Motion carried.

Executive session began at 7:45 pm and ended at 8:45 pm.

Motion # 257-2008

Ordinance #478

Motion by Dreher and seconded by Reidburn to approve Ordinance # 478 2009 Salaries as follows. All members voting yes. Motion carried.

Ordinance # 478

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, 2009 shall be as follows:

Mayor	\$ 4,850.00	annual salary
City Council Members	\$ 60.00	per meeting
Finance Officer - Jackie Luttrell	\$29,000.00	annual salary
Special Meeting attended - Jackie Luttrell	\$ 35.00	per meeting
Deputy Finance Officer - Rae Jean Flora	\$25,700.00	annual salary
Finance Office Assistant	\$ 8.50	per hour
Street Superintendent - Roger Collins	\$36,157.00	annual salary

City Council Meeting – December 1, 2008

Parks & Landfill Superintendent - Loren Stanley	\$30,367.00	annual salary
Water & Sewer Superintendent - Darin Altfillisch	\$37,280.00	annual salary
FT City Maintenance Worker – John Pickrel	\$21,320.00	annual salary
Librarian - Dorcas Protexter	\$ 8.75	per hour
Librarian Assistant (sub only)	\$ 7.50	per hour
Landfill Attendant, primary	\$ 8.06	per hour
Landfill Attendant, assistant	\$ 7.80	per hour
Water & Sewer PT Attendant - John Howardson	\$ 50.00	per weekend
City Janitor - Eileen Dunbar	\$ 9.10	per hour
Med Van Drivers	\$ 8.58	per hour

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

Mayor Eric Stevens

Attest: Finance Officer Jackie Luttrell
(seal)

First Reading: November 3, 2008
Second Reading: December 1, 2008
Adopted: December 1, 2008
Published: December 3, 2008
Effective Date: December 23, 2008

Motion # 258-2008

Skating Rink Attendant

Motion by Streff and seconded by Pollock to rehire Michele Pickrel as the seasonal skating rink attendant at a pay of \$6.75/hour. All members voting yes. Motion carried.

Motion # 259-2008

Adjourn

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

Meeting adjourned at 8:47 pm.

Mayor Eric Stevens

Attest: Finance Officer Jackie Luttrell
(seal)

**City of Clark Board of Adjustment Meeting
December 1, 2008
7:30 PM**

Call to order: The Clark City Council/Board of Adjustment met in session on December 1, 2008 at 7:30 pm in the City Hall Council Room to hear a variance request by Travis Werdel.

Council Members Present: Larry Dreher, Paul Fuller, Louann Streff, Roberta Heim, John Pollock and Lon Reidburn.

Others Present: Mayor Eric Stevens, Finance Officer Jackie Luttrell, City Attorney Chad Fjelland, Bill Krikac, Roger Collins, Travis Werdel and Lorryne Logan.

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

Werdel Variance Application

This being the schedule date and time to hold a public hearing for the variance application by Travis Werdel to build a garage closer to the property lines.

Luttrell stated that Werdel has made the appropriate application and paid the appropriate fees for the variance request. Using the Walker-Peckham-Palmer Addition plat, it was determined that the existing concrete pad lays approximately 6 feet outside his property line, in the right of way of 3rd Avenue South, and within 5 feet of the alley. City Attorney Fjelland states in order to get compliance for a clear title and property insurance, Werdel needs to either have an easement or own the property for the garage site.

A variance will not be granted until the property is surveyed to determine the exact boundaries. Then Werdel can either purchase the additional property or be granted an easement. The survey will be done at Werdel's expense. The application will be revisited upon completion of the above requirements.

Adjourn

Motion by Fuller and seconded by Dreher to adopt the agenda. All members voting yes. Motion carried.

Meeting adjourned at 7:44 pm.

Mayor Eric Stevens

Attest: Finance Officer Jackie Luttrell
(seal)

**City of Clark Council Meeting
December 29, 2008
5:30 pm**

Call to order: The Clark City Council met in session on December 29, 2008 at 7:00 pm in the City Hall Council Room.

Council Members Present: Larry Dreher, Louann Streff, Roberta Heim, John Pollock and Lon Reidburn. **Absent:** Paul Fuller.

Others Present: Mayor Eric Stevens, Finance Officer Jackie Luttrell, Travis Werdel, and Bill Krikac.

Mayor Stevens called the meeting to order at 5:30 pm.

Motion # 260-2008 **Adopt Agenda**
Motion by Heim and seconded by Reidburn to adopt the agenda. All members voting yes. Motion carried.

Motion # 261-2008 **Approve Minutes**
Motion by Pollock and seconded by Streff to approve the Council Meeting Minutes from December 1, 2008. All members voting yes. Motion carried.

Motion # 262-2008 **Approve Claims**
Motion by Dreher and seconded by Reidburn to approve the following claims. All members voting yes. Motion carried.

Additional December Claims

Check #	To	For	Amount
220	SD Dept. of Revenue	Nov sales tax	\$46.78
221	City of Clark	utilities	\$52.25
222	Dacotah Bank	professional fees	\$17.09
17234	Ellwein Brothers	liquor	\$11,797.00
17235	A-OX Welding	supplies	\$10.23
17236	Dakota Beverage	liquor	\$4,280.45
17237	Cook's Wastepaper	utilities	\$36.74
17238	Republic National	liquor	\$7,110.18
17239	Playhouse	Christmas meal	\$498.75
17240	Clark Golf Club	refund	\$1,632.55
17241	Cook's Wastepaper	garbage collections	\$5,238.48
17242	Clark Co. Treasurer	grant match	\$1,766.56
17243	Clark Co. Treasurer	grant match	\$2,773.75
17244-17249	Water Dept.	payroll	\$799.89
	Sewer Dept.	payroll	\$799.90
	Streets	payroll	\$2,212.98
	Finance Office	payroll	\$989.75

City Council Meeting – December 29, 2008

Check #	To	For	Amount
	Sanitation	payroll	\$303.82
	Parks	payroll	\$303.83
17250	Dacotah Bank	941 taxes	\$1,636.32
17251	Account Mngt.	garnish	\$15.00
17252	Dacotah Bank	TIF 2 loan payment	\$2,771.10
17253	SD Dept. of Revenue	interest	\$5.00
17254	alltel	utilities	\$86.86
22591	Bank of the West	sludge tank loan	\$930.00

New December Claims

To	For	Amount	To	For	Amount
A&B Business	maintenance	\$83.40	NW Energy	utilities	\$7,599.97
A-Tech Sewer	repairs	\$1,055.00	Oscar's Machine Shop	supplies	\$45.00
Baker & Taylor Books	books	\$42.92	One Call Systems	locates	\$12.00
Bendix	repairs	\$30.00	Nathan Merkel	water refund	\$100.00
Butler	supplies	\$161.25	Petty Cash	supplies	\$107.51
Cardmember Services	supplies	\$222.01	Porter Distributing	liquor	\$446.00
City of Clark	water payment	\$55.92	Quill	supplies	\$118.84
Clark Community Oil	supplies	\$938.09	Rawdon Radiator	repairs	\$61.50
Clark Rural Water	Nov. water professional fees	\$9,845.40	SD Dept. of Revenue	professional fees	\$224.00
Clark Fire Dept.	fees	\$3,655.00	Share Corp.	supplies	\$443.18
Cross Country Vets	boarding	\$40.00	SD DENR	professional fees	\$24.00
Desnoyers Hardware	supplies	\$219.42	Sharp		
Ken's Food Fair	supplies	\$18.59	Automotive	repairs	\$355.87
K&P Pump Repair	repairs	\$2,432.23	Star Laundry	maintenance	\$52.07
Literary Guild	books	\$90.69		water deposit	
Moeller Sheet Metal	repairs	\$50.00	Tonya Gott	refund	\$44.08
Moritz Publishing	supplies	\$58.50	Woodring		
			Plumbing	repairs	\$51.00

Motion # 263-2008

Board of Adjustment Meeting

Motion by Dreher and seconded by Pollock to close regular session to enter into the Board of Adjustment meeting at 5:33 pm. All members voting yes. Motion carried.

Board of Adjustment meeting held from 5:33 pm to 5:40 pm.

Motion # 264-2008

Board of Adjustment Recommendation

Motion by Pollock and seconded by Reidburn to accept the recommendation by the Board of Adjustment to allow an easement to Travis Werdel for the life of his garage to extend north of his property line, and to allow a variance with 0' setbacks to the north and east. All members voting yes. Motion carried.

Motion # 265-2008

Law Enforcement Agreement

Motion by Reidburn and seconded by Heim to renew the Law Enforcement Agreement with Clark County Sheriff's Department for 2009. All members voting yes. Motion carried.

Safety Benefits Suggested Improvements

Luttrell presented the suggested improvements by Safety Benefits. Luttrell explained that if the City implements these suggestions, we are eligible for a premium discount.

Automatic Doors for Clinic

Streff pointed out the need for automatic doors at the clinic. Streff will pursue getting more details on the costs. Luttrell felt there was room in the budget for this expense.

Motion # 266-2008

Annual Report Workshop

Motion by Heim and seconded by Reidburn to authorize travel expenses to Luttrell to attend the Annual Report Workshop in Aberdeen on January 21, 2009. All members voting yes. Motion carried.

Motion # 267-2008

Executive Session

Motion by Dreher and seconded by Reidburn to enter into executive session for a personnel issue. All members voting yes. Motion carried.

Executive session began at 6:01 and ended at 6:07.

Motion # 268-2008

Resignation

Motion by Dreher and seconded by Streff to accept Bob Gergen's resignation as a med van driver effective December 31, 2008. All members voting yes. Motion carried.

Motion # 269-2008

Advertise PT Driver

Motion by Reidburn and seconded by Heim to advertise for a part time med van driver. All members voting yes. Motion carried.

Motion # 270-2008

Adjourn

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

Meeting adjourned at 6:08 pm.

Mayor Eric Stevens

Attest: Finance Officer Jackie Luttrell
(seal)

**City of Clark Board of Adjustment Meeting
December 29, 2008**

Call to order: The Clark City Board of Adjustment met in session on December 29, 2008 at 5:33 pm in the City Hall Council Room to revisit the Werdel Variance request.

Council Members Present: Larry Dreher, Louann Streff, Roberta Heim, John Pollock and Lon Reidburn. Absent: Paul Fuller.

Others Present: Mayor Eric Stevens, Finance Officer Jackie Luttrell, Travis Werdel and Bill Krikac.

Mayor Stevens called the meeting to order at 5: 33 pm

Finance Officer Luttrell presented the survey done by Clark Engineering on Travis Werdel property for a variance to build a garage. The survey shows that the concrete pad was laid 8 feet over the north property line. Engineer Lonnie Anderson suggestion was to give an easement for the life of the building to exist over the north property line and to allow a variance for 0' setback from the north and east (alley) of his property. Property owner Travis Werdel was present for the meeting. Options were discussed on allowing Werdel to purchase the said property. More information would be needed to allow this.

Motion by Streff and seconded by Heim to recommend to the Clark City Council to have City Attorney Fjelland draw up an easement for Werdel and to allow the variance with a 0' setback to the north and east of the property. The Board found compliance with the rules governing a variance in Clark Municipal Code 11.17.02. All members voting yes. Motion carried.

Motion by Dreher and seconded by Pollock to close the Board of Adjustment meeting and reenter the city council meeting. All members voting yes. Motion carried.

Board of Adjustment meeting adjourned at 5:40 pm.

Mayor Eric Stevens

Attest: Finance Officer Jackie Luttrell
(seal)