

City of Gary, South Dakota
Joint Hearing- Planning Commission & Regular City Council Meeting
Monday, March 7, 2022 at 6:30 pm Gary City Hall

The Gary City Council met Monday, March 7, 2022, at 6:30 pm in the City Hall. Aldermen Darwyn Engesser Clark Dessler, David Peterson, Josef Gislason, Robert Stee and Albert Bekaert were present. Mayor Larry Stoks presided. Present also were Doug Nelson, Jennifer Pederson, Neil Schumacher, Mike Nosbush, Mary Nosbush, Angel, Dean Maeyaert, Phil Trieb, Jason Anderson and Joni Kjelden.

The Pledge of Allegiance was said.

Motion by Dessler, second by Bekaert to approve the agenda. All members voted aye; motion carried.

Motion by Bekaert, second by Engesser to approve the minutes of the February 7, 2022 regular meeting. All members voted aye; motion carried.

GENERAL-FEBRUARY 2022 BILLS

Finance Office-1,960.91; Librarian-553.59; Streets/Parks-5,348.97; Water-907.25; Sewer-907.19; AFLAC-Feb premium-149.43; AT&T-data connect-43.23; Bjerke Sanitation-garbage collection-2,005.39; Brookings-Deuel Rural Water-480,000 gallons-1,371.00; City of Gary-water/fire hall-23.48; Clear Lake Courier-proceedings, notices-193.69; DANR-applicators license-45.00; Deuel Area Development Inc.-2022 contribution-1,500.00; Deuel Co. Auditor-Law Enforcement-517.65; DC Farmer's Union-monthly fuel charges-610.47; EFTPS/FWT 941 Tax-FWT-610.73; EFTPS/OASI/SS/MT-OASI-1,275.36; Gary Post Office-stamps-69.00; Gate City General-supplies-39.19; HD Electric-cemetery electricity-36.50; Hendricks Farmers Lumber-repairs benches/picnic tables-221.06; ITC phone, internet, fax, alarm loop-92.72; Library-DSL, Static IP-46.45; Jason Anderson-reimburse cell phone-25.00; McLeods Printing-election supplies-20.43; Menards-repairs picnic table/benches-94.25; Milbank Winwater-sensor cable-48.75; Newman Signs-landfill-61.82; Office of Child Support-garrnishment-200.00; Ottertail Power Co-electricity-1,446.60; Petty Cash-replenish-83.62; SD Public Health Lab-coliform test-15.00; SD Dept of Rev & Reg-Jan & Feb garbage tax-204.57; SD Retirement-Feb contibution-802.12; Star Laundry-uniforms-82.00; Wellmark BCBS-March premium-1,330.62.

LIQUOR-FEBRUARY 2022 BILLS

Municipal Liquor-14,227.96; AFLAC-Feb premium-403.95; Cash-Wa-food/supplies-720.94; Chesterman-pop-690.00; City of Gary-water, sewer, garbage-169.10; Culligan-monthly service-27.50; EFTPS/FWT 941 Tax-FWT-470.54; EFTPS/OASI/SS/MT-OASI-1,164.24; Ellwein Bros-beer-6,889.05; Gary Post Office-stamps-29.00; Gate City General-supplies/food-49.41; Harry's Frozen Foods-pizza-590.00; Henry's Foods-tobacco, food, supplies-2,415.13; ITC- Phone, DSL, TV-248.00; Johnson Bros.-liquor, wine/coolers-2,214.70; Office Peeps-ink, supplies-81.75; Old Dutch Foods-chips-63.90; Ottertail Power Co-electricity-577.33; Pizza & Burger Shack-pizza-432.00; Porter Dist.Co-beer, wine coolers-692.70; Republic National Dist.-liquor, wine/coolers-1,117.98; Robin Lanners-reimburse cell phone/supplies-60.36; SD Dept of Revenue-Feb liquor tax-2,179.44; SD Retirement-Feb contribution-927.76; Southern Glazer's of SD-liquor-1,086.60; Star Laundry-towels, rugs-78.17; Wellmark BCBS-March premium-3,991.91

Motion by Dessler, second by Engesser to approve the verified claims and issue warrants in payment thereof. All members voted aye; motion carried.

There were numerous comments during public input. Topics included agenda items, public policy, hiring policy, snow removal, Restricted Use Site, Gary's 150th celebration, building permits.

Employee contributions, committee reports and ward reports were heard.

In old business: the second reading of Ordinance No. 2022-339-15, water rate increase was read and passed on a roll call vote. Engesser, aye; Dessler, aye; Peterson, aye; Gislason, aye; Stee, aye; Bekaert, aye.

The second reading of Ordinance No. 2022-339-16, sewer rate increase was read and passed on a roll call vote. Engesser, aye; Dessler, aye; Peterson, aye; Gislason, aye; Stee, aye; Bekaert, aye.

Mary Nosbush, President of Gate City Development gave an update on the sewer and water project at the Development's property.

New business:

Motion by Engesser, second by Stee to convene jointly as the Planning Commission and City Council for a public hearing on Ordinance No. 336-17, Rezoning lot 4, block 4 at Gate City Development. All members voted aye; motion carried.

Public comment was heard with no opposition. Motion by Bekaert, second by Stee to recommend the approval of Ordinance 336-17. All members voted aye; motion carried.

First reading of Ordinance 336-17 was held, the second reading will be March 21st at 5:30pm.

Motion by Dessler, second by Engesser to adjourn as Planning Commission and convene only as City Council. All members voted aye; motion carried.

Members of the Tree Board were present to discuss the 2022 Tree Plan. Arbor Day tree planting will be Saturday, April 30th at the Cemetery. The board is applying for matching grants to help with costs of purchasing trees and hiring a contractor to prune boulevard, cemetery and park trees. Motion by Stee, second by Bekaert to approve this plan. All members voted aye; motion carried. The terms of the board members were not available at the time of this meeting, appointing of members will take place at a future meeting. If you are interested in being on the Tree Board, contact the city office.

Motion by Dessler, second by Engesser to approve a special temporary liquor license for March 13 & 19, April 2 & 9, 2022 (until 1 a.m.) at the Gary American Legion Ballroom (Matt Spilde) at E 24' of Lot 11 and all of Lots 12, 13, 14 in Block 1 of Original Plat, Gary, SD. On-sale only. All members voted aye; motion carried.

Motion by Bekaert, second by Stee to not OPT OUT of the tax call for the tax year 2022 payable in 2023. All members voted aye; motion carried.

Motion by Engesser, second by Dessler to approve the Deuel County Highway Department agreement. All members voted aye; motion carried.

Motion by Engesser, second by Bekaert to approve the letter of acceptance from the Department of Legislative Audit for the City of Gary 2020 audit report. All members voted aye; motion carried.

Motion by Bekaert, second by Stee to request Independent Audit Services, PC to do the City of Gary 2021 Audit at the cost of \$4,800. All members voted aye; motion carried.

A letter of communication to the Gary residents has been drafted and will be sent out. Motion by Bekaert, second by Stee to approve the letter. All members voted aye; motion carried.

There will be an election on April 12, 2022 in the City of Gary. Incumbent Clark Dessler and Mike Nosbush have filed petitions for Ward 3 Alderman. Incumbents Mayor Larry Stoks, Alderman Darwyn Engesser, Ward I and Robert Stee, Ward II were the only other petitions filed. Motion by Engesser, second by Peterson to designate the Gary Firehall as the official polling place and to appoint Judy Heth, Carol Barger and Phil Trieb as the election board. All members voted aye; motion carried.

Other discussion: Dave Peterson is resigning his Alderman Ward 2 Council seat effective April 1. Thank you, David for your time served on the City Council.

The Equalization Board Meeting will be held on Monday, March 21, 2022 at 5:30 pm at the Gary City Hall. Anyone wishing to appeal their property assessment value is required to notify the City Office in writing by March 14, 2022.

The next regular council meeting will be Monday, April 4, 2022, at 6:00 pm at the Gary City Hall.

Motion by Dessler, second by Gislason to adjourn. All members voted aye; motion carried.

City Council, City of Gary
Joni Kjelden, Finance Officer
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