

City of Gary, South Dakota  
Regular City Council Meeting  
Monday, April 7, 2025 at 7:30 pm at Gary City Hall

The Gary City Council met in session on Monday, April 7, 2025, at 7:30 pm in the City Hall.

The pledge of allegiance was said.

Mayor Larry Stoks presided. Aldermen Darwyn Engesser, Mike Nosbush, Jay Grabow, Doug Nelson, & Albert Bekaert were present. Bob Stee was absent. Present also were Joni Kjelden, Austin Crocker, Darren Engesser, Jaylen Schulte, Matt Spilde, Rod Meadors, Jessica Christians, Jen Pederson, Jordan Allbee.

Motion by Engesser, second by Nosbush to approve the agenda as written. All voting aye; carried.

Motion by Bekaert, second by Engesser to approve the minutes of the March 3<sup>rd</sup> regular meeting and the March 17<sup>th</sup> Local Review Board Equalization Meeting. All voting aye; carried.

**GENERAL-MARCH 2025 BILLS**

Finance        Office-1,879.10;Streets-3,964.61;Council-3,525.00;Parks-20.44;Library-618.75;Water-1,122.77;Sewer-1,122.76;Aflac-February premium-165.64;AT&T-data connect-44.18;Austin Crocker-cell phone,mileage/conference-303.71;Banyon Data Systems-annual software-2,764.00;Ben Elliott, CPA-portion of pay,2024 audit-4,500.00;Bjerke Sanitation-garbage-2,405.52;BDRW-602,000 gallons-2,036.00;City of Clear Lake-1 hr-100.00;City of Gary-wsg-firehall-42.20,garbage-city hall-17.00;Clear Lake Courier-city notices/proceedings-176.44;DC Conservation District-33 trees-667.50;DCFU-fuel charges-1,486.21;DC Sheriff's Office-law enforcement-588.33;EFTPS/941 tax-OASI-1,950.60,FWT-488.58;First Bank & Trust-credit card-379.73;Gary Community Club-donation-3,500.00;Gary Post Office-stamps-56.00;Gary Rodeo-2025 advertisement-7,500.00;HD Electric-cemetery electricity-38.26;Helsper, McCarty & Rasmussen,PC-Feb attorney fees-700.00;Gate City General-supplies-18.59;ITC-city internet, phone, fax, alarm loop-107.50,Library-DSL, static IP-53.45;Minn-Kota Pest Control-prepaid annual services-498.75;MN DOR-1<sup>st</sup> qtr withholding-418.34;Office Peeps-repair printer/copier,paper-602.98;Ottertail Power Co-electricity-1,064.48;Pheasantland Industries-golf cart stickers-275.21;Riteway-utility bills-396.60;SD One Call-Jan-March-4.20;SDARWS-2025 membership-385.00;SD Public Health Labs-coliform test-15.00;SD Dept of Labor & Regulation-1<sup>st</sup> qtr re-employment-41.35;SDR-March contribution-1,094.92;SDML Worker's Comp-2024 audit billing-765.34;Sun Life-March premium-465.00;Wellmark BCBS-April premium-2,640.66.

**LIQUOR-MARCH 2025 BILLS**

Liquor-10.305.66;Aflac-Feb premium-358.83;Cash-Wa Dist-food,supplies-895.12;City of Gary-wsg-191.51;Chesterman-Pop-718.50;EFTPS/941 Tax-OASI-1,291.64,FWT-471.56;Ellwein Bros-beer-9,966.55;First Bank & Trust-credit card-461.89;Gate City General-food/supplies-47.57;Harry's Pizza-pizza-820.50;Henry's Foods-tobacco/food/supplies-2,133.00;ITC-Phone,DSL,TV-250.44;Johnson Bros-liquor invoice-1,465.06;Nikki Giese-10.9@10.00-109.00;Office Peeps-paper-274.00;Old Dutch-chips-107.88;Ottertail Power Co-electricity-567.66;Pizza & Burger Shack-pizza-216.00;Porter Dist Co-beer,wine/coolers-733.70;RNDC-liquor-1,373.50;Robin Lanners-cell phone.reimburse-71.20;SD DOR-liquor sales tax-3,288.77;SDR-March contribution-983.66;SDML Worker's Comp-2024 billing audit-382.66;Southern Glaziers-liquor-1,238.16;Star Laundry-bar towels, rugs-110.37;Stony Point Sound-March 8 entertainment-400.00;The Broken Oak-March 22 entertainment-500.00;Wellmark BCBS-April premium-3,395.13.

Motion by Bekaert, second by Engesser to approve the verified claims and issue warrants in payment thereof. All voting aye; carried.

Employee contribution, committee & ward reports were heard.

There was no public input.

Motion by Grabow, second by Engesser to approve the contract and bond with D & G Excavating and have Mayor and Finance Officer sign. All voting aye; carried.

The second reading of Ordinance 384 was held. Motion by Nosbush, second by Grabow to approve the Zoning Ordinance as recommended by the Planning Commission. All voting aye; carried.

Resolution 2025-02 Fee Schedule for Zoning Ordinance was reviewed and passed with a motion by Nosbush, second by Bekaert.

**RESOLUTION 2025-02**

FEE SCHEDULE FOR ZONING ORDINANCE

Flat Rate Fees required before issuing any permit.

Building Permit	\$25.00
Special Permitted Use	\$50.00
Conditional Use	\$250.00

Variance	\$250.00
Rezone	\$250.00
Bond (raze buildings)	
Garage/small building	\$500.00
House	\$1,000.00

Penalty if failed to acquire permit before building-

7 days or less from notification: 100% Building Permit fee

More than 7 days from notification: 200% Building Permit fee

180 days to start project or permit will expire

Substantially complete within one (1) year or permit shall expire

No refunds

No action until fees are paid in full

Resolution passed this 7<sup>th</sup> day of April, 2025.

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Larry Stoks, Mayor

Finance Officer

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All voting aye, carried.

Matt Spilde was present to discuss the July 3<sup>rd</sup> Tractor Pull he organizes. Signage will be put up to help pullers navigate while certain streets are blocked due to other celebration events and the wastewater project in town. Portable toilets will be available at the Tractor Pull.

Motion by Bekaert, second by Nelson to pay \$3,000 for half the band cost the Gary Givers are organizing on July 5<sup>th</sup>. All voting aye; carried.

Rod Meadors talked with the Council about the condition of the Golf Course.

Darren Engesser from the Gary Fire Dept discussed with the council, equipment they would like to purchase for the ambulance and asked for funding. A Stryker MTS Power Load or auto lift would assist in loading the cot into the vehicle, preventing injuries to Emergency Personnel. Motion by Nelson to put \$7,500 towards an auto lift from the company that will install the equipment and the department makes up the difference, second by Grabow. All voting aye; carried.

Motion by Grabow, second by Engesser to approve the following Malt Beverage & SD Farm Wine License renewals for 2025-2026: The Alibi, LLC. Lots 5 & 6, Block 1 of Original Plat, Town of Gary, SD. On & off sale. Peden-Cole American Legion Post 109, N 22.08 S 90' & S 19.67' N 80' Lots 12-13-14, Block 2, Original Plat, Town of Gary, SD. On sale only. All voting aye; carried.

Request for the Municipal Liquor Store to be open July 4<sup>th</sup> and a special temporary liquor license for a beer garden on July 3,4 & 5, 2025 at lot 8 less W 13', all of lot 9, Original Plat, Town of Gary, SD. On sale only. Motion by Engesser, second by Nosbush to approve, all voting aye; carried.

Portable toilets will be reserved for July 3-5 summer celebration.

More discussion regarding mobile food vendors will be at future meetings.

Motion by Nelson, second by Grabow to approve the 2024 annual report and send to the Dept of Legislative Audit for review. All voting aye; carried.

Motion by Nosbush, second by Engesser to accept the 2024 Drinking Water Report for the City of Gary. All voting aye; carried. The full report is available at the city office and online at [www.garysd.com](http://www.garysd.com).

Motion by Nosbush, second by Grabow to renew the annual Banyon software support for Fund Accounting, Payroll and Utility Billing for \$2,764.00. All voting aye; carried.

Motion by Grabow, second by Bekaert to renew the membership for 2025 with SDARWS, South Dakota Association of Rural Water Systems for \$385.00. All voting aye; carried.

Approved travel and lodging for Finance Officer to attend FO school in Pierre, June 11-13 with a motion by Bekaert, second by Grabow. All voting aye; carried.

Nosbush motion to approve Utility Manager to attend the mosquito workshop in Aberdeen on April 23<sup>rd</sup>, second by Bekaert. All voting aye; carried

A proclamation honoring Marion Denekamp's 95<sup>th</sup> birthday was approved with a motion by Bekaert, second by Engesser. All voting aye; carried.

Building permits issued in March: Elizabeth Jones, Austin Crocker, Jodie Engesser

To comply with SDCL 6-1-10. Publication of payroll information, the payroll changes effective March 25, 2025, Utility Manager, Austin Crocker \$32.00/hour. Liquor Store employee, Ryan Evjen \$12.50, effective April 7, 2025.

Motion by Grabow, second by Engesser to enter executive session for personnel at 9:04 pm. All voting aye; carried. Mayor declared out at 9:37 pm.

Motion by Bekaert, second by Engesser to accept Maita Muller's resignation, advertise for cleaning personnel and hire Nikki Giese as Liquor Store employee for \$10.00/hr. All voting aye; carried.

Next regular council meeting will be Monday, May 5, 2025, at 7:30 pm at the Gary City Hall.

Motion by Bekeart, second by Engesser to adjourn. All voting aye; carried.

City Council, City of Gary

Joni Kjelden, Finance Officer

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