

City of Gary, South Dakota  
Gary City Council Joint Hearing  
Monday, June 3, 2024 at 7:30 pm  
Gary City Hall

The Gary City Council met in joint session on Monday, June 3, 2024, at 7:30 pm in the City Hall. Aldermen Darwyn Engesser, Mike Nosbush, Jay Grabow, Doug Nelson, Bob Stee and Albert Bekaert were present. Mayor Larry Stoks presided. Present also were Joni Kjelden, Jesse Jenson, Lynda Rol, Marty Grabow, Dave & Jodi Mercer, Neil Schumacher, Mel Borg, Paul & Jenny Nelson, Judy Heth, Angel Oeltjenbruns, Jen Pederson.

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

Motion by Bekaert, second by Nosbush to approve the minutes of the May 6<sup>th</sup> & 16<sup>th</sup> meetings. All voting aye; carried.

**GENERAL-MAY 2024 BILLS**

Finance Office-2,479.20;Streets-4,317.95;Library-779.84;Parks-2,048.65;Restricted Use Site-77.48;Golf-484.48;Water-1,575.35;Sewer-5,893.25;Cemetery-549.80; Aflac-April premium-153.38;AT&T-data connect-44.07;Bjerke Sanitation-garbage collection-2,392.23;Brookings-Deuel Rural Water-530,000 gallons-1,699.00;Canby Auto Parts-parts-133.60;Cartney Bearing-parts-30.24;City of Clear Lake-2.7 hrs. @ 100.00-270.00;City of Gary-wsg, firehall-42.10, garbage, city hall-17.00;Clear Lake Courier-proceedings, notices-591.70;David Peterson-256 miles @ .51-130.56;Deuel County Sheriff's Office-law enforcement-571.20;Deuel County Farmers Union-fuel charges-568.83;EFTPS/941 tax-FWT-1,855.42, OASI-2,475.74;Gary American Legion Auxiliary-2024 girls summer program-1,500.00;Gary American Legion Post 109-2024 boys summer program-1,500.00;Gary Post Office-stamps-87.00;Gate City General-supplies-108.65;Grainger-PH tester-312.32;HD Electric-cemetery electricity-38.13;Helsper, McCarty & Rasmussen, P.C.-May attorney fees-50.00;ITC-phone, internet, fax, alarm loop-108.61, Library-DSL, static IP-51.45;Jesse Jenson-cell phone, reimburse-58.95;Kibble-parts-529.74;Lorenzen Equipment-48" fork-300.00;Menards-supplies-200.21;Mike Nosbush-1.5 hrs. @ 40.00-60.00;Milbank Winwater Works-water supplies-985.74;Ottetail Power Co.-electricity-869.63;Rangaard Electric, Inc-repairs-1,824.00;Runnings-supplies-23.57;SD Public Health Lab-coliform test, pond water tests-837.00;SD DANR-drinking & surface water fees-150.00;SDRS-May contribution-1,503.50;Wellmark BCBS-June premium-1,369.26.

**LIQUOR-MAY 2024 BILLS**

Municipal Liquor-17,035.79; Aflac-April premium-482.86;Chesterman-pop-480.20;City of Clear Lake-liquor license-100.00;City of Gary-wsg-187.20;Culligan Water-rent & refill-69.25;EFTPS/941 tax- FWT-590.26, OASI-1,478.66;Ellwein Bros-beer, wine/coolers-7,336.10;Gary Givers-1/2 cost money counter-447.50;Gary Liquor Store-May juke box-40.00;Gary Post Office-stamps-34.00;Gate City General-supplies-food-54.24;First Bank & Trust-credit card-299.37;Harry's Pizza-pizza-1,218.00;Henry's Foods-tobacco, food, supplies-3,056.23;ITC-phone, DSL, TV-246.24;Johnson Bros-liquor-682.24;My Favorite Headache-May 11 entertainment-500.00;Old Dutch-chips-234.90;Ottetail Power Co-electricity-516.35;Pepsi Cola-pop-231.70;Porter Dist.-beer, wine/coolers-1,162.95;RNDC-liquor-1,348.05;Robin Lanners-cell phone-25.00;SD DOR-May liquor sales tax-3,092.68;SDRS-May contribution-1,107.92;Southern Glazers-liquor-996.70;Star Laundry-towels, rugs-100.13;The Broken Oak-May 25 entertainment-400.00;Wellmark BCBS-June premium-4,107.79.

Motion by Engesser, second by Nosbush 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.

Melvin Pieper's request from the previous meeting was looked in to. Motion by Grabow, second by Bekaert to approve access to the driveway by crossing city property. This will allow more room for contestants to park outside the rodeo grounds. All voting aye; carried.

Motion by Grabow, second by Nosbush to convene jointly as Planning Commission and City Council. All voting aye; carried.

A public hearing was held regarding the request to rezone Lot 1, Block 3, Gate City Development from "I" Industrial District to "PUD" Planned Unit Development.

Planning Commission member Grabow moved to recommend the approval of the request, second by Nosbush. All voting aye; carried.

City Council held the first reading of Ordinance 336-20. Motion by Grabow to amend the Ordinance and rezone to "R1" residential district and not PUD. All voting aye; carried. The second reading will be July 1 at 7:30pm.

Grabow moved to adjourn as Planning Commission and convene as the Board of Adjustment. All voting aye; carried.

A public hearing was held regarding a variance request to relax the front yard setback at 707 Coteau St.

Motion by Grabow, second by Bekaert to approve the variance. All voting aye; carried.

Nosbush motioned to adjourn as Board of Adjustment and convene as City Council only, second by Grabow. All voting aye; carried.

A second first reading of Ordinance 2024-382 was heard.

The wastewater project was discussed in length.

Motion by Grabow, second by Nosbush to hire Nelson Sanitation for televising and jetting the sewer lines. All voting aye; carried.

A surcharge of \$37.80 per month will be added to all utility accounts to make the loan payments. Motion by Nelson, second by Grabow to begin the surcharge January 1, 2026. All voting aye; carried.

Motion by Nosbush, second by Stee to have Mayor Stoks sign a letter of understanding with First District. They will assist with the State Revolving Funds (SRF) loan at no extra cost. All voting aye; carried.

A reminder with the 4<sup>th</sup> of July coming soon, per Ordinance 6-1-5 Fireworks: No entity or person may discharge any form of fireworks within the limits of the City.

Marty Grabow is planning a car show on the 4<sup>th</sup> of July and asked to use First Ave, West of Coteau St. Motion by Bekaert, second by Stee to approve his request and close that block during the car show. All voting aye; carried.

The 12-month treasury note with SD FIT will expire June 30. Interest rates to reinvest will be looked in to, and decided on at the next meeting.

Motion by Engesser, second by Grabow to spray mosquitos for the July 4<sup>th</sup> Rendezvous event. All voting aye; carried.

Motion by Grabow, second by Stee to issue special temporary liquor licenses to the Gary Municipal Liquor Store for a beer garden on July 3 & 6, 2024 at lot 8 less W 13', all of lot 9, the American Legion Post 109 Dance Hall on June 22, 2024 at E 24' of lot 11 and all of lots 12-13-14. & 6, all in block 1 of Original Plat, City of Gary, SD. On sale only. All voting aye; carried.

Motion by Bekaert, second by Engesser to go into executive session for personnel at 8:53 pm. All voting aye; carried. Mayor declared out of executive session at 8:59 pm.

Next regular meeting will be July 1, 2024 at 7:30 pm at the Gary City Hall.

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

City Council, City of Gary

Joni Kjelden, Finance Officer

Published June 12, 2024

Published once at an approximate cost of \$