

City of Gary, South Dakota
Regular Council Meeting –
Tuesday, September 3, 2019 at 7:30 p.m. at Gary City Hall

The Gary City Council met in a regular session on Tuesday, September 3, 2019, at 7:30 p.m. in the City Hall. Aldermen Albert Bekaert, Joni Kjelden, John Jenson, Clark Dessler, and Darwyn Engesser were present. David Peterson was absent. Mayor Jeff Engesser presided. Present also were Cory Borg, Mary Nosbush, Angel Oeltjenbruns, Heath Stone, Jennifer Pederson, Mike Nosbush, and Shirley Pederson.

Motion by Bekaert, second by Kjelden to approve the agenda with one addition: Tour of Tables. All members voted aye, motion carried.

Motion by Darwyn Engesser, second by Dessler to approve the minutes of the August 5, 2019 regular meeting. All members voted aye, motion carried.

GENERAL-AUGUST 2019 BILLS

Finance Office-1,342.30;Librarian-580.00;Streets/Parks-4,045.72;Water-934.88;Sewer-934.87;Rubble-Site-49.92;Golf Course-242.43;Cemetery-242.42;AFLAC-Premium-244.91;Bjerke Sanitation-garbage collection-1,724.75,Bobcat-skid steer supplies-958.03;Borch's Sporting Goods-bases-300.00;Brookings-Deuel Rural Water-730,000 gallons-1,676.50;City of Gary-water/fire hall-23.97;Clark Equipment Co.-skid steer & attachments-36,721.32;Clear Lake Courier-proceedings,notices-85.12;Deuel Co. Auditor-Law enforcement-918.25;DC Farmer's Union=propane contract-1,000.00;DC Farmer's Union-monthly fuel charges-629.19;EFTPS/FWT 941 Tax-FWT Bar-442.23,City-1,062.26=1,504.49;EFTPS/OASI/SS/MT-OASI-Bar-1,052.82,City-1,410.46=2,463.28;Gary Post Office-stamps-35.00;Gate City General-supplies-118.29;GovOffice-annual fee-475.00;HD Electric-Cemetery electricity-36.50;Humana-health insurance-107.00;ITC-phone, internet,fax,alarm loop-85.30,Library-DSL,Static IP-46.45;Kibble Equipment-belt for mower-62.82;Mike Nosbush-cell phone reimbursement-25.00;Office Peeps-supplies-76.93;Ottertail Power Co.-Electricity-749.34;Ron's Saw Sales-trimmer line & head-91.80;SD Dept of Health-coliform test-15.00;SD Retirement-Bar-838.00,City-882.14=1,720.14;SD State Treasure-garbage/landfill tax-204.84;Star Laundry-Uniforms-76.20;Wellmark BCBS-Insurance-5,622.48.

LIQUOR-AUGUST 2019 BILLS

Municipal Liquor-9,289.75;AFLAC-Premium-497.94;Cash-Wa Distributing-food/supplies-558.80;Chesterman-Pop-760.65;City of Gary-water,sewer,garbage-154.14;Culligan-monthly service-26.25;Ellwein Bros.-Beer-7,436.05;Gate City General-supplies/food-73.05;GCC Ready Mix-concrete-1,190.00;Harry's Frozen Foods-pizza-153.00;Henry's Foods-Cigarettes, food, supplies-2,980.50;ITC-Phone,DSL,TV-250.91;Joe Lindner=August DJ-200.00;John Adler-entertainment for bike rade-200.00;Johnson Bros.-Liquor,wine, wine coolers-2,927.64;Menards-PVC pipe & fittings-387.33;Old Dutch Foods-Chips-49.00;Ottertail-Electricity-568.06;Porter Dist. Co.-Beer, wine coolers-1,209.35;Republic National Dist.-Liquor, wine/wine coolers-1,553.82;SD Dept of Revenue-liquor tax-2,193.61;Star Laundry-towels, rugs-63.42.

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

Citizen input/public voice: letter received from citizen regarding sunflowers in their lawn, discussion on rodents being seen in certain areas around town.

Employee, committee, and ward reports were heard.

Motion by Dessler, second by Jenson to approve a special temporary liquor license for October 5 & 6(until 1 a.m.), 2019, October 19 & 20(until 1:00 a.m.), 2019, October 26 & 27(until 1 a.m.), 2019, November 2 & 3(until 1 a.m.), 2019, and November 7 & 8(until 1 a.m.), 2019 for the American Legion Ballroom (Matt Spilde) at E 23' 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.

Several members of the Gate City Development were present to suggest a couple proposals to the council for getting gas back in town. Option 1 was to have the city implement a 2nd penny sales tax, have the city pay half the cost of repairing the roof on the existing building,

have the city purchase 1 cardtrol pump, gas tank, & set up at location, GCDA would maintain ownership of the property, and to form a committee consisting of members from the council and the development for operation. Option 2 was to hold a public auction for the property in December of 2019. After much discussion it was decided to look into it further and have it on the agenda in October again.

The sidewalk ordinance will be discussed at the October meeting as well.

Second reading of the 2020 Appropriation Ordinance #367 was held. Motion by Bekaert, second by Jenson to adopt the following 2020 Appropriation Ordinance #367:

CITY OF GARY

Gary, South Dakota

ORDINANCE NO. 367

2020 APPROPRIATION ORDINANCE

BE IT ORDAINED BY THE City of Gary, South Dakota, that the following sums are appropriated to meet the obligations of the municipality:

SECTION I:

GENERAL FUND APPROPRIATIONS (TAX SUPPORTED FUNDS)

411.5	Contingency	40,000.00
411.3	Publishing	2,000.00
412.1	Mayor – Council	22,000.00
413.1	Elections	500.00
414.1	Attorney	4,000.00
414.2	Finance Officer & Supplies, Bond	43,000.00
419.2	General Government Buildings/Insurance	35,000.00
421	Law Enforcement	10,000.00
422.9	Fire Department	5,000.00
431	Highways, Streets & Alleys	100,000.00
431.7	Snow Removal	4,000.00
431.6	Street Lighting	7,500.00
432.4	Restricted Use Site	2,000.00
437	Cemeteries	2,500.00
441.3	West Nile	2,000.00
451.1	Golf	3,000.00
452	Parks	36,400.00
452.4	Tree City USA Tree Board	3,000.00
455	Library	10,000.00
465.13	Gary Fire Dept. (truck payment)	15,000.00
465.2	Planning & Zoning	100.00
465.3	Promoting City	<u>10,000.00</u>
	TOTAL GENERAL FUND APPROPRIATIONS	\$ 357,000.00

ENTERPRISE FUNDS (Self-supporting funds)

601	Liquor	\$540,000.00
602	Water	40,000.00
604	Sewer	35,000.00
612	Solid Waste (Garbage Collection)	<u>25,000.00</u>
	TOTAL ENTERPRISE FUNDS	<u>\$640,000.00</u>
	TOTAL 2020 APPROPRIATIONS	\$997,000.00

CITY OF GARY

Gary, South Dakota

2020 APPROPRIATIONS ORDINANCE NO 367

SECTION II:

The following is a summary by fund of the appropriated amounts and the means of financing them:

Tax Supported Funds	<u>General</u>
Appropriation:	\$357,000.00
Means of Finance:	
Unassigned Fund Balance	.00
310. Taxes	
311 General Property	52,000.00
313 Sales Tax	55,000.00
315-319 Other	5,000.00
320 Licenses/Permits	5,600.00
334 State Grant	10,000.00
335 State Shared Revenue	40,000.00
338 County Shared	15,000.00
340 Charges for goods & services	9,000.00
360 Miscellaneous Income	8,500.00
Transfer from Liquor	50,000.00
Transfer (From Video Lottery)	100,000.00
Transfer from sewer fund	<u>10,000.00</u>
TOTAL MEANS OF FINANCE	\$360,100.00
Less 2020 Appropriation	<u>-357,000.00</u>
Estimated Un-obligated Cash Balance	\$ 3,100.00

SELF SUPPORTING FUNDS	VIDEO LOTTERY	LIQUOR	WATER	SEWER	SOLID WASTE
Est. Unencumbered Balance		28,000.00	81,000.00	145,000.00	2,000.00
Estimated Revenue	+ 100,000.00	<u>+540,000.00</u>	<u>+40,000.00</u>	<u>+35,000.00</u>	<u>+25,000.00</u>
TOTAL BALANCE & REVENUE	100,000.00	568,000.00	121,000.00	180,000.00	27,000.00
Less 2020 Appropriation		-490,000.00	-40,000.00	-35,000.00	-25,000.00
Less transfer to General	<u>-100,000.00</u>	<u>- 50,000.00</u>	<u>.00</u>	<u>-30,000.00</u>	<u>.00</u>
CASH SURPLUS RETAINED	.00	28,000.00	81,000.00	115,000.00	2,000.00

SECTION III: The Finance Officer is directed to certify the tax levy for 2020 made in this Ordinance to the County Auditor. **General Fund: 2020 General Tax Levy \$52,000.00**

ATTEST: _____

Shirley Pederson, Finance Officer

Jeff Engesser, Mayor

First Reading: August 5, 2019

Published: September 11, 2019

Second Reading and Adopted: September 3, 2019

Effective: January 1, 2020

Published once at the total approximate cost of \$

All members voted aye, motion carried.

Motion by Dessler, second by Kjelden to raise on-sale beer and liquor prices due to price increases from the distributors. All members voted aye, motion carried.

Motion by Darwyn Engesser, second by Jenson to approve and have the Mayor sign the new law enforcement agreement for 2020 with Deuel County. All members voted aye, motion carried.

Special assessments for mowing abandoned property were discussed. Motion by Jenson, second by Dessler to attempt to collect cost of city mowing the property by sending certified letters along with a bill to the property owner. If not paid within a certain time period, the cost

of mowing will be sent to the county and assessed to the individual's taxes. They also made the motion to adopt the following resolution which addresses this special assessment:

CITY OF GARY
RESOLUTION No. 2019-04

WHEREAS, the City Council, City of Gary, Deuel County, South Dakota, will put a special assessment against property as hereinafter set out for the collection of outstanding bills which includes the expenses of levying such special assessment against the said properties:

Property: Lots 1 to 4 Inc. Blk 12, Third Railroad Addition, Town of Gary
Amount: \$200.00 mowing

THEREFORE, BE IT RESOLVED that the City Council of the City of Gary, Deuel County, South Dakota hereby authorizes the Finance Officer to file special assessments against this property at the Deuel County Auditor's Office for outstanding bills.

Dated this 3rd day of September, 2019.

Voted: Aye 5 Nay 0 Absent: 1

CITY OF GARY

(SEAL)

Jeff Engesser, Mayor

ATTEST:

Shirley Pederson, Finance Officer

All members voted aye, motion carried.

The City received notice from the SD DOT of the Apportionment of Highway Infrastructure Program Funds pursuant to the Department of Transportation Appropriations Act, 2019 that the state received funds to be used for replacement or rehabilitation of bridges. These funds were split between the state and local governments. The City of Gary is eligible for \$11,739.11 of these funds. Motion by Bekaert, second by Jenson to approve and have the Mayor sign the agreement with the SDDOT. All members voted aye, motion carried.

Motion by Bekaert, second by Darwyn Engesser to renew the CD's at Deuel National Bank for 12 months at a rate of 1.44% APY. Interest to be paid by check at maturity. All members voted aye, motion carried.

Motion by Dessler, second by Jenson to purchase a table for \$400 for the Deuel County Community Foundation Tour of Tables Fundraiser to be held on October 26, 2019. All members voted aye, motion carried.

Motion by Kjelden, second by Bekaert to approve the re-appointment of Fay Stone for a three year term on the library board. Mary Nosbush resigned from her position so the librarian will need to find a replacement for the council to approve. All members voted aye, motion carried.

Building permits were approved in August for Doug Hulcher (demo), Gary Grain Inc., (silo demo and new corn dryer, and Tammy Odette (24 x 40 Morton building).

The next regular council meeting will be Monday, October 7, 2019, at 7:30 p.m. at the Gary City Hall.

Motion by Bekaert, second by Jenson adjourn. All members voted aye, motion carried.

City Council, City of Gary

Shirley Pederson, Finance Officer

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