

City of Gary, South Dakota
Regular Council Meeting –
Monday, March 1, 2021 at 6:00 p.m. at Gary City Hall

The Gary City Council met in a regular session on Monday, March 1, 2021, at 6:00 p.m. in the City Hall. Aldermen Albert Bekaert, John Jenson, Clark Dessler, Darwyn Engesser, Joni Kjelden, and David Peterson were present. Acting Mayor Albert Bekaert presided. Present also were Payton Schafers, Sheila Monnier, Mary Nosbush, Mike Nosbush, Jason Anderson and Shirley Pederson.

The Pledge of Allegiance was said.

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

Motion by Darwyn Engesser, second by Dessler to approve the minutes of the February 1, 2021 regular meeting. All members voted aye, motion carried.

GENERAL-FEBRUARY 2021 BILLS

Finance Office-1,952.03;Librarian-633.98;Streets/Parks-6,162.63;Water-1,156.88;Sewer-1,156.88;AFLAC-Premium-318.88;Bjerke Sanitation-garbage collection-1,696.17;Brookings-Deuel Rural Water-503,000 gallons-1,341.90;City of Gary-water/fire hall-24.16;Clear Lake Courier-proceedings,notices-76.00;Deuel Co.Auditor-Law enforcement-506.94;DC Farmer's Union-monthly fuel charges-200.73;DNB-safe deposit box rent-25.00;EFTPS/FWT 941 Tax-FWT-City-1,215.37;EFTPS/OASI/SS/MT-OASI-City-1,790.34;Gary Post Office-stamps-36.00;Gate City General-supplies-35.94;HD Electric-cemetery electricity-36.50;Humana-health insurance-106.00;ITC-phone,internet,fax,alarm loop-87.09,Library-DSL,Static IP-46.45;Mike Nosbush-cell phone reimbursement-25.00, sockets 48.75;Office of Child Support-garrnishment-200.00;Ottertail Power Co.-Electricity-1,060.51;SD Assoc of Rural Water-annual dues-360.00;SD DOT-balance prelim engineering-227;SD Public Health Lab-coliform test-15.00;SD Dept of Rev & Reg-garbage tax-209.07;SD Retirement-City-1,388.26;Star Laundry-uniforms-76.20;Sturdevants-2005 Dodge PU-36.16;Wellmark BCBS-Insurance-7,307.44.

LIQUOR-FEBRUARY 2021 BILLS

Municipal Liquor-10,224.82;AFLAC-Premium-403.95;Cash-Wa Dist-food/supplies-397.99;Chesterman-Pop-617.40;City of Gary-water,sewer,garbage-196.95;EFTPS/FWT 941 Tax-FWT Bar-523.63;EFTPS/OASI/SS/MT-OASI-Bar-1,212.38;Ellwein Bros.-Beer-5,847.20;Fast Partitions-door handles-33.00;Gate City General-supplies/food-73.31;Harry's Frozen Foods-pizza-462.25;Henry's Foods-Cigarettes, food, supplies-1,970.06;ITC- Phone,DSL,TV-248.32;Jim Dandy-beef jerky-162.00;Johnson Bros.-Liquor,wine, wine coolers-2,057.19;Menards-supplies-639.29;Mike Nosbush-grab bars-58.33;Old Dutch Foods-Chips-36.52;Ottertail-Electricity-351.94;Pepsi-Cola-pop-166.80;Pizza & Burger Shack-pizza-324.00;Porter Dist. Co.-Beer, wine coolers-629.95;Republic National Dist.-Liquor, wine/wine coolers-765.22;SD Dept of Revenue-liquor tax-1,927.94;SD Retirement-Bar-965.38;Southern Glazer's of SD-liquor-656.80;Star Laundry-towels, rugs-56.21;Technicolor Screen Printing-shirt order-2,175.40.

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

No public comments were heard.

Employee contributions, committee reports, and ward reports were heard.

Motion by Dessler, second by Kjelden to approve a special temporary liquor license for March 26, 2021, not March 27 & 28 (until 1 a.m.), 2021 at the Gary 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.

Payton Schafers from First District, and Sheila Monnier from DC Emergency Management were present to review the pre-mitigation disaster plan that was put into place 5 years ago. A couple changes were made, but most of it was still applicable.

Second reading of Ordinance 2021-339-14 was held. Motion by Kjelden, second by Peterson to pass and adopt the following Ordinance 2021-339-14 Water Rate Increase:

ORDINANCE NO. 2021-339-14

AN ORDINANCE AMENDING ORDINANCE 9-2-2 REGARDING WATER RATE SCHEDULE

BE IT ORDAINED by the City Council of the City of Gary, South Dakota that 9-2-2 of Ordinance 2007-339 be amended to the following:

9-2-2: Water Rate Schedule.

Occupant of premises connected with the municipal water system shall pay for water consumed thereon, and for the availability of the municipal water service as follows:

- A. Maintenance and administrative fee of \$11.00 per month, plus \$5.25 per 1000 gallons of water used.
- B. The rate shall be a flat fee of \$11.00 per month for apartments having one meter, plus \$1.25 for each unit, with the same rate per gallons of water used as part (A) above.
- C. Buffalo Ridge Resort: Hotel-Base rate of \$11.00 per month, plus \$1.25 per unit, with the same rate per gallons of water used as part (A).
Campground with bathhouse-Base rate of \$11.00 per month, plus \$1.25 per unit, with the same rate per gallons of water used as part (A).
Laundromat, Sundance Ballroom, fitness room, Administration building included.
- D. Gate City Lodge: Base rate of \$11.00 per month, plus \$1.25 per unit, with the same rate per gallons of water used as part (A).
- E. Owners of rental properties shall be ultimately liable to the town for any unpaid water bills.
- F. New property owners receiving water from the City of Gary shall receive a copy Of Ordinance No. 2020-339-12 - Chapter 9-2-2.
- G. The bulk water sales rate shall be \$8.00 per thousand or fraction thereof.

This ordinance shall be in full force effective from and after its passage, approval and on the twentieth day after publication.

CITY OF GARY

(SEAL)

Albert Bekaert, Mayor

ATTEST:

Shirley Pederson, Finance Officer

First Reading: February 1, 2021

Second Reading: March 1, 2021

Passed & approved this 1st day of March, 2021

Published: March 10, 2021

Effective Date: March 30, 2021

All members voted aye, motion carried.

Motion by Kjelden, second by Dessler to hire Jared Gass as the City Attorney on an as needed basis at \$250/hour. All members voted aye, motion carried.

Motion by Peterson, second by Jenson to approve the 2020 drinking water report. This report will be displayed in all public places in town and will also be able for review at the city office. All members voted aye, motion carried.

Motion by Dessler, second by Darwyn Engesser to not OPT OUT of the tax call for the tax year 2021 payable in 2022. All members voted aye, motion carried.

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

Much discussion was held on golf carts. With the number of young people driving golf carts and the possible incidents that could occur, it was decided to draft an ordinance regarding golf carts. The first reading of this ordinance will be at the April 5, 2021 regular meeting.

There is a 2021 Local Federal Bridge Replacement Program available now, but after discussion the council chose not to apply at this time.

Building permit #2021-02 was issued to Larry Stoks to demolish a shed on his property at 705 Lac Qui Parle St. and replace it with a 40' x 40' stick built shed.

There will be no election this year in the City of Gary. Larry Stoks was the only petition turned in for Mayor, Incumbents Albert Bekaert, Ward I and David Peterson, Ward II were the only petitions filed in their wards. There were no petitions filed in Ward III. Incumbent John Jenson will hold his position until the next election in 2022.

Mary Nosbush, Gate City Development, gave an update on cost estimations for additional water and sewer in the new development.

Motion by Dessler, second by Jenson to go into executive session at 7:05 p.m. All members voted aye, motion carried. Mayor declared council out of executive session at 7:20 p.m.

Finance Officer, Shirley Pederson, told the council she would be retiring the end of June 2021. Ads will be placed in area newspapers for this position with the deadline for applications to be returned by April 1, 2021.

The Equalization Board Meeting will be held on Monday, March 15, 2021 at 6:00 p.m. at the Gary City Hall. Anyone wishing to appeal their assessment value is required to notify the City Office in writing by March 11, 2021.

The next regular council meeting will be Monday, April 5, 2021, at 6:00 p.m. at the Gary City Hall.

Motion by Darwyn Engesser, second by Dessler to adjourn. All members voted aye, motion carried.

City Council, City of Gary

Shirley Pederson, Finance Officer

Published March 10, 2021

Published once at the total approximate cost of \$