

City of Gary, South Dakota  
Regular City Council Meeting  
Monday, August 7, 2023 at 7:30 pm at Gary City Hall

The Gary City Council met in regular session on Monday, August 7, 2023, at 7:30 pm in the City Hall. Aldermen Darwyn Engesser, Mike Nosbush, Doug Nelson, Bob Stee and Albert Bekaert were present. Mayor Larry Stoks presided. Alderman Jay Grabow was present at 7:44. Also present were Neil Schumacher, Perry & Marlene Andrews, Carol Stebor, Carol Barger, Jodie Engesser, Sara Guest, Johanna Wyman, Sharon Kloos, Gloria Dessler, Joe Kolbach, Rick Christians, Claudette Bagan, Crystal Tesch, Mary Nosbush, Mel Borg, Jeff & Darren Engesser, Miles Wyman, Angel Oeltjenbruns, Jordan Allbee, Bob Babcock & Joni Kjelden.

The pledge of allegiance was said.

Motion by Engesser, second by Nosbush to approve the agenda with changing line item 25 & 26 around. All members voted aye; motion carried.

Motion by Bekaert, second by Stee to approve the minutes of the July 5, 2023 regular meeting and July 11, 2023 special meeting. All members voted aye; motion carried.

**GENERAL-JULY 2023 BILLS**

Finance Office-2,287.14; Librarian-770.23; Streets-4,671.10; Parks-2,080.90; Water-1,054.51; Sewer-1,054.55; Restricted Use Site-24.42; Cemetery-296.96; Golf-296.96; AFLAC-July premium-149.43; AT&T Mobility-data connect-44.07; Avid Hawk, LLC-website set up-975.00; Bjerke Sanitation-garbage collection-2,401.61; Brookings-Deuel Rural Water-784,000 gallons-2,243.40; City of Gary-water, sewer, garbage-Firehall-42.42, City Hall-garbage-16.00; Clear Lake Courier-proceedings, notices-156.06; Deuel County Auditor-law enforcement-546.21; Deuel County Farmers Union-monthly fuel charges-1,178.03; EFTPS/941 Tax-FWT-858.19, OASI-1,675.10; First Bank & Trust-chlorine test strips-38.69; Gary Fire Dept-supply cost for ambulance-5,000.00; Gary Post Office-stamps-84.00; Gate City General-supplies-361.95; HD Electric-cemetery-36.50; Helsper, McCarty & Rasmussen, PC-June services-675.74; Henry's Foods-paper products, park, cemetery, golf course, FD-151.02; Independent Audit Services, Ben Elliott-remaining due for 21' audit-1,200.00; ITC-phone, internet, fax, alarm loop-104.99; Library-46.45; Jason Anderson-cell phone, travel 128 miles @ .51 & conference-124.78; Menards-pothole patch, muni supplies-192.04; Office Peeps-toner, waste toner-313.02; Ottetail Power Co.-electricity-1,008.79; SD Assn of Rural Water-hydro vac valve boxes-300.00; DANR-drinking & surface water fees-150.00; SD Dept of Health-coliform test-15.00; SD One Call-message fees April-June-14.70; SDRS-July contribution-1,285.10; T.P. Services, Inc-paint pickleball & volleyball court-950.00; Van Diest-mosquito chemical-1,217.13; Wellmark BCBS-August premium-1,503.76.

**LIQUOR-JULY 2023 BILLS**

Municipal Liquor-19,901.72; AFLAC-July premium-403.95; Chesterman-pop-733.64; City of Gary-water, sewer, garbage-220.35; Culligan Water-monthly rent-27.50; EFTPS/941 Tax-FWT-787.11, OASI-1,843.64; Ellwein Bros-beer-9,404.25; Eric Hansen-mileage 7/22 CL 30 @ .51-15.30; Eric Lanners-31.5 hrs @ 8.75-277.38; First Bank & Trust-food/supplies-285.99; Gary Liquor Store-July open juke box-120.00; Gary Post Office-stamps-33.00; Gate City General-supplies/food-29.04; Harry's Frozen Foods-pizza-948.00; Henry's Foods-tobacco, food, supplies-2,386.68; ITC-phone, DSL, TV-246.27; Johnson Bros-liquor-1,915.39; Office Peeps-cash register repair, thermal roll-111.42; Old Dutch-chips-113.22; Ottetail Power Co.-electricity-680.12; Pizza & Burger Shack-1,215.00-Porter Dist Co-beer, wine/coolers-1,474.85; Rachel Hinsvark-food for bar event-83.86; RNDC-liquor-2,649.50; Robin Lanners-cell phone, 84 miles @ .51-243.39; Souther Glazers-liquor-1,334.40; SDRS-July contribution-939.36; SD Dept of Rev-July sales tax-5,009.81; Star Laundry-towels, rugs-114.77; Wellmark BCBS-August premium-4,511.28.

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

Employee, committee, and ward reports were heard.

During public input; dogs, junk vehicles, appropriations, and zoning officer were mentioned.

A couple options were given for the Community Club to set their 12 x 8 storage shed, either behind City Hall or east of the Firehall.

Estimates from Blue Sky Security and ITC for security cameras at the City Hall were discussed. Nelson moved to accept the quote from ITC, second by Stee. All members voted aye; motion carried.

With no comment from the public or concerns from the council a motion by Grabow to transfer the Alcohol Beverage Licenses RW-18944 & RL-5576 from RJ Lotus Hospitality, LLC, Buffalo Ridge Resort to Patricia Fields, Buffalo Ridge Resort & Spa, LLC for the remaining 2023 calendar year contingent on the closing of the sale, second by Bekaert. All members voted aye; motion carried.

Jordan Allbee & Bob Babcock with Helms and Associates presented their preliminary engineer report for Gary's sanitary sewer system. Motion by Grabow, second by Stee to apply to the State Water Plan. First District will assist with the application. All members voted aye; motion carried.

Joe Kolbach asked the council to consider a few items so he can start the project to develop his property.

Motion by Grabow, second by Nelson to use barrow from the undeveloped plotted Elm Ave to build up Lac Qui Parle St, once an engineer survey is completed and confirmed there will be enough dirt for future development of Elm Ave if desired. All members voted aye; motion carried. Information will be obtained from the City Attorney regarding a proposal from Joe to recoup some cost from future developers who want to tie into the water/sewer mains that he initially purchases.

Crystal Tesch, representing the Gary Ladies softball league spoke to the council about maintenance on the ball field.

A discussion was held on code enforcement. More information will be obtained from the City Attorney and will be discussed at the next meeting.

Mayor Stoks and Jason inspected the alleys. They will be bladed and gravel will be added to areas that need it. All alleys will not be gaveled this year.

Motion by Engesser, second by Stee to issue a temporary liquor permit to the American Legion Ballroom at E 24' or Lot 11 and all of Lots 12,13,14 in Block 1, Original Plat, City of Gary, South Dakota for August 20, Sept 9 & 16, 2023. On sale only, until 1am. All members voted aye; motion carried.

Motion by Bekaert, second by Grabow to renew the Video Lottery License for 2024. All members voted aye; motion carried.

Motion by Stee, second by Nosbush to open the Gary Liquor Store at 8:30am on Saturday Sept 9 to allow for registering for the annual 5K. All members voted aye; motion carried.

Motion by Engesser, second by Bekaert to approve the letter of acceptance from the DLA for the 2021 Audit. All members voted aye; motion carried.

The first reading of the 2024 Appropriations Ordinance 381 was held. A motion by Grabow, second by Stee to include \$5,000 for Economic Development into the budget. All members voted aye; motion carried.

Motion by Nosbush, second by Engesser to renew the liability and property insurance for \$32,227.70. All members voted aye; motion carried.

Motion by Nelson, second by Engesser to withdraw the full amount of the CD's from DNB National Bank after the maturity date to avoid penalty and put in the general fund. All members voted aye; motion carried.

Motion by Nelson, second by Grabow to leave \$250,000 in the money market at SD FIT and buy an 18-month treasury bill for \$250,000. All members voted aye; motion carried.

Motion by Nosbush, second by Bekaert to renew the annual Post Office Box service for \$152.00. All members voted aye; motion carried.

During other discussion a concern was heard about the speed of traffic on Laura Street. Jay will bring a discussion to the county about options to slowing vehicles down before entering the city.

Building permit issued in July: Angel Oeltjenbruns

The next regular council meeting will be Tuesday, September 5, 2023, at 7:30 pm at the Gary City Hall.

Motion by Bekaert, second by Engesser to adjourn. All members voted aye; motion carried.

City Council, City of Gary  
Joni Kjelden, Finance Officer  
Published August 16, 2023

Published once at an approximate cost of \$