

City of Gary, South Dakota
Joint Meeting- Gary Planning Commission & City Council
Year End Meeting
Tuesday, December 26, 2023 at 5:00 pm at Gary City Hall

The Gary City Council met in joint session on Tuesday, December 26, 2023, at 5:00 pm for the year end meeting at the Gary City Hall. Present were Aldermen Mike Nosbush, Doug Nelson, Bob Stee and Albert Bekaert. Mayor Larry Stoks presided. Darwyn Engesser arrived at 5:20, Jay Grabow was absent. Also, present were Joni Kjelden, Neil Schumacher, Judy Heth, Mary Nosbush.

The Pledge of Allegiance was said.

Motion by Nosbush, second by Bekaert to approve the agenda with the omission of line item 22. All voting aye; motion carried.

Motion by Bekaert, second by Stee to approve the minutes of the December 4th, 2023 regular meeting. All voting aye; motion carried.

GENERAL-DECEMBER 2023 BILLS

FinanceOffice-2,886.50;Library-531.00;Streets-3,450.64;Parks-118.51;Restricted Use Site-32.56;Water-766.25;Sewer-766.25;Council-3,800.00;AFLAC-December premium-149.43;Bobcat of Aberdeen-wiper motor assembly-306.88;C & S Fire Suppression-fire extinguisher inspections-60.57;Canby News-help wanted ad-140.00;City of Gary-wsg-Firehall-40.37,garbage-city hall-16.00;Code Enforcement Specialist-November services-271.17;Deuel County Sheriff's Office-law enforcement-571.20;EFTPS/941 tax-FWT-281.17,OASI-2,041.18;Gary Post Office-stamps-84.00;Helsper, McCarty & Rasmussen, P.C.-November Attorney fees-99.83;Jason Anderson-cell phone-25.00;Kaiser Welding-grate repair-1,064.40;Kibble Equipment-anti-freeze-18.24;Menards-supplies-34.40;Riteway-laser checks-147.68;Nosbush Plumbing & Heating-furnace & AC unit-13,214.31;SD DANR-environmental fees-50.00;SD Gov't Finance Office Assn-2024 FO membership-40.00;SD Gov't Human Resource Assn-2024 HR membership-25.00;SD Municipal League-2024 membership dues-487.77;SD Street Maintenance-2024 membership dues-35.00;Wellmark BCBS-January premium-1,369.26.

LIQUOR-DECEMBER 2023 BILLS

Municipal Liquor-11,574.28;AFLAC-Dec premium-482.86;C&S Fire Suppression-fire extinguisher inspection-30.28;Cash-WA Dist-food,supplies-831.48;City of Gary-wsg-183.59;EFTPS/941 tax-FWT-624.30,OASI-1,453.72;Gary Post Office-stamps-33.00;Henrys-tobacco,food,supplies-2,244.47;Jim Dandy-jerky-90.00;Porter Dist.Co-beer,wine/coolers-777.80;Republic National Dist-liquor-842.70;Riteway-laser checks-147.67;Robin Lanners-cell phone-25.00;Southern Glazer's of SD-liquor-1,214.62;Star Laundry-towels,rugs-103.37;Sultan's of Sing-Dec 30 entertainment-300.00;Vibe Entertainment-Dec 23 entertainment-350.00;Wellmark BCBS-January premium-4,107.79.

Motion by Bekaert, second by Nosbush to approve the verified claims that are available and issue warrants in payment thereof, also paying the bills that come in after the meeting. All voting aye; motion carried.

Employee, Committee, and Ward Reports were heard. A Christmas party for Council members and employees will be January 14th at the liquor store with Jim's Market catering the meal.

There was no public input.

In old business; the Council compared time clocks for installing at the Municipal building. Nosbush moved to purchase from Office Peeps with Bekaert second. Nelson, Stee opposed. With it being a tie vote, Mayor Stoks voted yes. Motion carried.

Motion by Nosbush, second by Bekaert to convene jointly as Gary Planning Commission and City Council. All voting aye, motion carried.

Joe Kolbach presented a plat map to the city office for review by the Planning Commission. Motion was made by Nosbush, second by Stee to approve resolution 2023-10 as stated below.:

RESOLUTION NO: 2023-10

BE IT RESOLVED BY THE CITY OF GARY, SOUTH DAKOTA

Whereas Joseph Kolbach, owner of the hereinafter described real property, has submitted to the governing board a proposed plat of the following described real estate situated in the City of Gary in the State of South Dakota to-wit:

"Lots 2-10, Kolbach Addition to the City of Gary, Deuel County, South Dakota"

The governing board of said City having examined the proposed plat and it appearing that all municipal taxes and special assessments, if any, upon said plat and survey have been executed according to the law and that all streets, alleys and easements conform to all requirements.

NOW, THEREFORE, BE IT RESOLVED that said plat and survey be and are hereby in all things accepted and approved on this 26th day of December, 2023.

(seal)

CITY OF GARY:

ATTEST:

Mayor

City Finance Officer

All voting aye; motion carried.

James Thorpe presented a plat map to the city office for review by the planning commission. Motion by Nosbush, second by Nelson to approve resolution 2023-11 as stated below:

RESOLUTION NO: 2023-11

BE IT RESOLVED BY THE CITY OF GARY, SOUTH DAKOTA

Whereas James C. Thorpe, owner of the hereinafter described real property, has submitted to the governing board a proposed plat of the following described real estate situated in the City of Gary in the State of South Dakota to-wit:

“PLAT OF LOT 1, THORPE’S ADDITION, located in Lots 1 & 2, and a portion of Lots 3 & 4, Block 10 of Third Railroad Addition to the City of Gary and a portion of the Gary School Addition to the City of Gary, Deuel County, South Dakota”

The governing board of said City having examined the proposed plat and it appearing that all municipal taxes and special assessments, if any, upon said plat and survey have been executed according to the law and that all streets, alleys and easements conform to all requirements.

NOW, THEREFORE, BE IT RESOLVED that said plat and survey be and are hereby in all things accepted and approved on this 26th day of December, 2023.

(seal)

CITY OF GARY:

ATTEST:

Mayor

City Finance Officer

All voting aye; motion carried.

Motion by Bekaert to adjourn as Planning Commission and reconvene City Council only, second by Engesser. All voting aye; motion carried.

A petition was received by Joe Kolbach with the intent to vacate Spruce Ave and a portion of Lac Qui Parle St. Motion by Engesser, second by Bekaert to set a public hearing date of February 5, 2024 @ 6:30. All voting aye; motion carried.

Motion by Nosbush, second by Stee to declare DNB National Bank the 2024 official bank depository and to declare the Clear Lake Courier as the legal newspaper for the City of Gary for 2024. All voting aye; motion carried.

Motion by Engesser, second by Bekaert to transfer \$35,000.00 from the contingency fund and approve resolution 2023-09 as follows:

**CITY OF GARY
RESOLUTION 2023-09
2023 CONTINGENCY TRANSFER**

TRANSFER OF CONTINGENCY FUNDS TO GENERAL FUND DEPARTMENTS

WHEREAS, the following departments within the General Fund could be over expended for the year 2023

NOW THEREFORE, BE IT RESOLVED that the City Council of Gary, South Dakota transfers \$35,000.00 available in contingency funds in the following manner:

General Fund – 101	
411.3- Publishing	\$ 1,000.00
414.1-Attorney	\$ 5,000.00
414.2- Finance Officer	\$ 2,000.00
419.2- Gen Govt Bldg.	\$25,000.00
431.6- Street Lighting	\$ 500.00
432.4- Restricted Use	\$ 1,000.00
437- Cemeteries	\$ 500.00
Total:	\$ 35,000.00

Adopted by the Gary City Council this 26th Day of December, 2023 for immediate passage:

(seal)

CITY OF GARY

Larry Stoks, Mayor

ATTEST

Joni Kjelden, Finance Officer

All voting aye; motion carried.

Motion by Bekaert, second by Nelson to transfer the 2023 ending balances in the Video Lottery and Liquor Funds to the General Fund. Amounts to be determined when 2023 transactions are complete. All voting aye; motion carried.

Motion by Engesser, second by Stee to approve the rate increase with Brookings Deuel Rural Water to \$215 monthly minimum and \$2.80 per 1,000 gallons of water used. All voting aye; motion carried.

The first treasury note bought from SD FIT will mature at the beginning of January 2024. Motion by Nelson, second by Nosbush to reinvest \$250,000 and purchase an 18th month treasury note at an interest rate of 4.73%-4.78% and buy a 12-month CD from DNB National Bank for \$250,000 at 4.25%. All voting aye; motion carried.

Expiring Council terms in 2024 are two-year terms for Mayor, Alderman in Ward I, Ward II, and Ward III and a one-year term for Alderman Ward II. City election will be held April 9th, 2024.

Building permit issued in December: Jay Grabow.

Motion by Nosbush, second by Stee to enter executive session for personnel at 5:47pm. All voting aye; motion carried. Mayor declared out at 6:16pm.

Motion by Bekaert, second by Stee to approve Resolution 2024-01 as follows:

RESOLUTION 2024-01

BE IT RESOLVED BY The City Council of the City of Gary, South Dakota:

WHEREAS, The City Council must establish and publish salaries of all officers and employees in the minutes of the first meeting of the beginning of the fiscal year under section of (SDCL 6-1-10).

Mayor \$200 per regular meeting, \$50 per special meeting

Larry Stoks

Alderman \$100 per regular meeting, \$50 per special meeting

Albert Bekaert, Darwyn Engesser, Doug Nelson, Jay Grabow, Mike Nosbush & Robert Stee

Utilities Manager \$ 23.00 per hour and attend meetings

Marion Denekamp part time internal control \$ 23.00 per hour

Joni Kjelden Finance Officer \$ 22.00 per hour, \$50 per special meeting

Koyla Kruse Librarian \$ 12.00 per hour

David Peterson \$ 15.00 per hour

part time-up to 40 hrs/wk Restricted Use Site attendant/utilities employee

Maita Mueller \$ 14.20 per hour

clean bathrooms at city park, ball fields, cemetery, golf course, firehall/community center

Robin Lanners liquor store manager \$ 25.00 per hour

Rachel Hinsvark full time liquor store employee \$ 18.00 per hour

Dan Roth full time liquor store employee \$ 14.75 per hour

Ryan Evjen part time liquor store employee \$ 10.00 per hour

Chad Giese part time liquor store employee \$ 11.35 per hour

Eric Hansen part time liquor store employee \$ 12.00 per hour

Carmen Kellen part time liquor store employee \$ 10.00 per hour

Bailey Lanners part time liquor store employee \$ 10.32 per hour

Scott Moeller part time liquor store employee \$ 10.00 per hour

Dana Nelson part time liquor store employee \$ 10.00 per hour

Tammy Odette part time liquor store employee \$ 10.00 per hour

Jaci Weber part time liquor store employee \$ 10.32 per hour

Eric Hansen liquor store cleaning personnel \$ 14.20 per hour

Part time liquor store employees (new hires) \$ 8.75 per hour

Minimum Wage \$11.20 per hour

City Attorney \$250.00 per hour

Deuel County Auditor: Law Enforcement \$571.20 per month, \$6854.40 annually

Mileage: State Rate (.51 cents per mile as of 9/12/22) for out-of-town meetings/workshops

Golf Course Fees: Family Membership \$100, Single Membership \$75, Daily \$10

Addendum: Finance Officer Authorization – State law allows the council to pre-approve expenditures for vendors they have service contracts with (some liquor store vendors) to prevent late fees, and approve recurring payment items such as health insurance, payroll, and its corresponding liabilities for an amount not to exceed \$20,000.00. Motion by Bekaert to approve the Finance Officer authorization to pay bills in a timely manner, second by Stee. Motion carried.

Resolution passed and adopted this 26th day of December, 2023.

Larry Stoks, Mayor

Joni Kjelden, Finance Officer

All voting aye; motion carried.

Pet license are due January 31, please bring proof of vaccination to the city office to register all pets. Three (3) pets per household are allowed per Ordinance 2007-339 Chapter 4-1:Animals.

A city Facebook page has been created, follow “City of Gary, South Dakota” for updates and reminders.

The next regular council meeting will be Monday, February 5, 2024, at 6:30 pm at the Gary City Hall. Motion to adjourn by Bekaert, second by Engesser. All voting aye; motion carried.

City Council, City of Gary

Joni Kjelden, Finance Officer

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