

Minutes
Emery City Council
May 12, 2025

The Emery City Council met in regular session on Monday, May 12, 2025, at the city office. At 7:00 PM, Mayor Andy Erickson called the meeting to order with the following Council members present: Brad Bartscher, Ross Bartscher, Kenny Kayser, Ryan Storm, Clar Weber, and Elizabeth Weber. Also attending were the following: Finance Officer Kristi Wollmann, Maintenance Supervisor Travis Kampshoff, and Daycare Director Kelbie Miller. Visitors in attendance were Kyle Beach, Owen Reitzel, and Sheriff Brandon Wingert.

Agenda

Motion by Storm to approve the agenda as presented. C. Weber seconded the motion. All votes aye.

Minutes

Motion by C. Weber to approve the minutes of the regular meeting April 14, 2025. Kayser seconded the motion. All votes aye.

Public Comment

none

Visitors

Sheriff Wingert discussed barking dogs and traffic complaints.

Maintenance Report

Kampshoff discussed the pool opening and park swing set installation. A discussion was held on the generator service contract with Interstate Power Service. Motion Kayser to approve a 3 year service Contract with Interstate Power Service for the city generator. B. Bartscher seconded the motion. All votes aye.

Finance Officer Report

Claims and reports were reviewed. Motion by Storm to approve the claims and April Reports. C. Weber seconded the motion. All votes aye. A discussion was held on delinquent utility billing accounts.

April 2025 Gross Wages by Dept

Finance \$3,849.19; Streets \$5,736.61; Sewer \$1,942.05; Water \$2,273.57; Parks \$1,364.78; Daycare \$18,040.01;

Claims to Approve (prior to meeting including ACH claims)

DANR water meter loan \$3,903.53; HANSON RURAL WATER water purchases \$4,858.99; VISA supply/daycare \$1,269.84; AFLAC insurance \$321.12; SD DEPT OF REVENUE sales tax on garbage \$269.99; SDRS retirement \$2,864.00; XCEL ENERGY utilities \$1,233.27; IRS payroll tax PP7 of 2025 \$2,333.69; USDA RURAL DEV tractor loan payment \$777.00; CENTRAL ELECTRIC eagle estates street lighting/sewer lift station \$172.17; IRS payroll tax PP8 of 2025 \$2,199.34; USDA RURAL DEV wastewater loan (sewer fund) \$1,556.00; USDA RURAL DEV wastewater loan (water fund) \$837.00; AREAWIDE BUSINESS COUNCIL daycare loan \$213.03; SD REEMPLOYMENT INS 1st qtr. 2025 \$913.97; XCEL utilities \$1,044.52;

Claims to Approve (at meeting)

ADDY DISPOSAL INC garbage service \$ 3,872.00, BANYON meter device support \$395.00; CENTURY LINK daycare 2nd line \$32.81; CHS budget propane \$820.00; CITY OF SIOUX FALLS water test fees \$40.87; FINK LAW OFFICE legal fees \$105.00; HANSON CO. SHERIFF contract law \$2,000.00; INTERSTATE POWER SYSTEMS repair generator \$3,013.80; KO PEST CONTROL daycare pest service \$140.00; KROHMER PLUMBING auditorium repairs \$8,991.00; MATHESON TRI-GAS INC shop rental \$41.45; MENARDS supply \$61.74; KELBIE MILLER mileage for daycare supply \$123.28; NEW CENTURY PRESS council publications \$179.89; OFFICE ADVANTAGE printer contract office/daycare \$132.39; SD MUNICIPAL LEAGUE finance officer school \$75.00; SPENCER QUARRIES ballpark supply 703.92; TOTAL STOP supply \$273.05; TRIOTEL phone/internet \$390.41; ELIZABETH WEBER reimburse for lifeguard swimsuits 457.84; JL AREND INS summer rec insurance \$289.80; PETTY CASH pool startup \$50.00;

Daycare Report

Daycare Director Kelbie Miller arrived at 8:00 PM to report on the daycare. Items of discussion were repair of doorway, maternity policy, sign for the daycare and new hire. Motion by Storm to approve new daycare hire, Taylor Thrift, at \$11.75/hour. R. Bartscher seconded the motion. All votes aye.

Old Business

Nuisance Properties

Nuisance properties were discussed.

Adjourn Old Council

Motion by R. Bartscher to adjourn old council at 7:34 PM. Kayser seconded the motion. All votes aye.

New Business

Reconvened New Council

The Council of the City of Emery reconvened at 7:35 PM.

Mayor Resignation

Mayor Andy Erickson submitted his resignation because he is moving out of town. City council thanked Mayor Erickson for his years of service to the City of Emery and he left the meeting.

2025-2026 Reorganization of City Council

Oaths of Office

Oaths of Office were signed by the following: Ward 1 – Elizabeth Weber (two year term); Ward 2 – Ryan Storm (two year term); Ward 3 – Clarissa Weber (two year term)

Mayor

One letter of interest was received for Mayor from Kyle Beach, 160 S. 5th Street, Emery, SD. Motion by E. Weber to appoint Kyle Beach to serve as Mayor until the next municipal election. R. Bartscher seconded the motion. All votes aye.

President & Vice President

Motion by Storm to keep President & Vice President duties the same as last year (President - Clarissa Weber and Vice President - Kenny Kayser). E. Weber seconded the motion. All votes aye.

Mayor Appointments

Motion by C. Weber to keep the mayor appointments the same as last year. Storm seconded the motion. All votes aye. Mayor appointments are as follows:

- Finance Officer – Kristi Wollmann
- Superintendent of Streets & Water – Travis Kampshoff
- City Attorney – Mike Fink
- Fire Chief – Travis Kampshoff
- Assistant Fire Chief – Andy Glover
- Fire Marshall – Travis Kampshoff
- Health Officer – Kenny Kayser

Resolution No. 2025-04 Agreement with City Attorney

Motion by Storm to approve Resolution No. 2025-04 Agreement with the City Attorney. Kayser seconded the motion. Roll call: all votes aye.

Resolution No. 2025-04

RESOLUTION AUTHORIZING THE CITY OF EMERY, TO ENTER INTO AGREEMENT FOR CITY ATTORNEY

WHEREAS, the City of Emery desires to retain counsel to serve as City Attorney for the time period beginning at the first meeting in May, 2025, and continuing through the first meeting in May, 2026; and

WHEREAS, the law firm of Fink Law Office, P.C., have proposed to perform such services as are set forth in the attached Agreement with City Attorney;

NOW THEREFORE BE IT RESOLVED, that the City shall be authorized to enter into a contract with Fink Law Office, P.C., in the form attached hereto, all pursuant to Section 1.201 of the Ordinances of the City of Emery, South Dakota.

PASSED AND APPROVED this 12th day of May 2025, by the City Council of the City of Emery, South Dakota by the following vote:

Ayes: 6

Nays: 0

Absent: 0

City of Emery

Kyle Beach, Mayor

ATTEST:

Kristi Wollmann, Finance Officer

(SEAL)

Committee Appointments

Motion by C. Weber to keep the committee appointments the same as last year and approve. Kayser seconded the motion. All votes aye. Committee appointments are as follows:

Streets/Alleys/Lights/Signs – Mayor, R. Bartscher, E. Weber

Park/Pool/Auditorium – Mayor, Kayser, B. Bartscher, C. Weber

Sewer/Water Rubble Site – Mayor, R. Bartscher, Kayser, Storm

Daycare – Mayor, Storm, C. Weber, E. Weber

Newspaper & Bank Designations

Motion by Kayser to approve the Special as the official newspaper of the City of Emery and name the Security State Bank as the official depository of all city funds. Storm seconded the motion. All votes aye.

Surety Bond

Motion Kayser to approve the Surety Bond with terms at \$150,000.00 on the Finance Officer and \$1,000.00 on all others. R. Bartscher seconded the motion. All votes aye.

Authorize Finance Officer and Mayor

Motion by E. Weber to authorize the Finance Officer and Mayor to pay payroll and all regular monthly bills scheduled or otherwise in a timely manner to avoid penalties and take advantage of discounts. Storm seconded the motion. All votes aye.

Volunteer Firefighters Work Comp Coverage

Motion by Kayser to approve designation of volunteer firefighter’s workman’s compensation coverage. R. Bartscher seconded the motion. All votes aye.

Building Permits

A building permit was presented from Mike Wethor for his property at 601 2nd Ave., Emery, SD for an addition.

Motion by Kayser to approve the permit. R. Bartscher seconded the motion. All votes aye.

A building permit was presented from Darin Moke, 300 N. 5th Street, Emery, SD for a shipping container. Motion by C. Weber to approve the permit. Storm seconded the motion. All votes aye.

Livestock Permit

A livestock permit was presented from Ashley Feist, 300 N. 5th Street, Emery, for 4 hens. Motion by Kayser to approve the permit. Storm seconded the motion. All vote aye.

Pool Fees

A discussion was held on pool fees. Weather permitting June 1st will be the opening day of the pool. Two sessions will be offered for swimming lessons. The first session will be June 16th – 27th and the second session will be July 7th – 18th. Motion Storm to approve an increase in swimming lesson fees from \$25.00 to \$30.00 per lesson per student. R. Bartscher seconded the motion. All votes aye.

Adjourn

Motion by Storm to adjourn at 9:10 PM. E. Weber seconded the motion. All votes aye.

Kyle Beach, Mayor

ATTEST:

Kristi Wollmann, Finance Officer

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