

Wednesday January 8, 2025

The Martin City Council met in Regular Session on Wednesday January 8th, 2025 at 5:30 p.m. in the Library Community Room at 101 Main Street.

Mayor Gary Rayhill called the meeting to order with council members Gloria Claussen, Tootie Moffitt, Larry Gauer, Tyler Nollett, Randy Kocourek, and Warren Peterson, present. Absent, none.

Others present, Chris Doctor with the Bennett County Booster, Bob Fogg, BC Sheriff Jason Irwin, Jay Yohner, Paul Slattery, Melissa Slattery, Lana Trantham, Bo Gregg, Sara Harris, Barry Bettelyoun, Randy Bettelyoun, Dave and Sandy Fipps, Pat Butcher, Manuel Blanco, City Foreman Paul Noel, City Attorney Sara Frankenstein, Finance Officer Jean Kirk and several others.

**Approval of Agenda:** Kocourek moved to approve the agenda with flexibility. Gauer seconded the motion. All in favor, motion carried.

**Minutes:** The minutes of the December meeting were reviewed. Gauer moved to approve the December minutes. Moffitt seconded the motion, all voting aye, motion carried.

**Finance Officer's Report:** Kocourek moved approve the Finance officer's report for December. Seconded by Nollett, all voting aye, motion carried.

Beginning Balance on Hand	\$4,392,135
November Receipts	174,104
Total to be accounted for	4,571,679
Transfer In	64,706
Transfer Out	64,706
Disbursements	141,664
Outstanding Warrants	8,131
CD & Petty Cash	22,702

**Claims January 2025:** The claims were reviewed by the council. Moffitt moved to pay the January claims. Seconded by Gauer, all voting aye, motion carried.

**Insert January Claims Here**

Peterson moved to approve the payment of \$703 to the USDA for the lagoon payment. Nollett seconded the motion. All voting aye, motion carried.

Moffitt moved to approve the transfer of \$13,000 from BBB Fund to the General Fund to pay for the park plan and electricity for the softball lights. Peterson seconded the motion, all voting aye, motion carried.

**Law:** Sherriff Irwin updated the council on the December numbers. They had 101 calls for service in Martin, 18 arrests. 7 of those were felony arrests. 50 traffic tickets were issued and 2 dogs were picked up.

**The Exchange:** A lease agreement with Paul Slattery for the old Gamble Store was reviewed by the Council along with a vendor's agreement for the vendors that are going to be sitting up in there. Jay Yohner and Lana Trantham who are in charge of The Exchange told the Council that there was no need for any kind of lease agreement or vendors agreement between the city and the people involved. Finance Officer Kirk informed the Council that if the city was paying the rent and liability insurance on the building that the city's insurance company would not cover it unless there was a lease agreement. After more discussion, Peterson moved to modify the motion made in November for the \$12,000 to be a one-time donation to Grace and Grit, a business owned by Lana Trantham. Nollett seconded the motion, all voting aye, motion carried.

**Marijuana Dispensary:** A discussion was held on a medical marijuana dispensary in the city limits. Nollett was concerned that with the city's ordinance there is nowhere inside the city limits that a dispensary would be legal. After more discussion Peterson moved to have the city attorney amend ordinance #228 which deals with medical marijuana dispensaries. Remove 10-1-5(a)4 which removes the 150 feet of any private residence restriction and 10-1-5(a) 5 which will remove the restriction of 1000 feet from where any school activities are held. Claussen seconded the motion, voting aye, Peterson, Gauer, Kocourek, Claussen, Moffitt. Abstaining, Nollett. Motion carried.

**Jerry Emerick Property:** Dave Fipps addressed the council concerning the Jerry Emerick property at 201 Pugh St. He did not know that the property had been issued a "No Occupancy" label by the city code enforcer and scheduled to be torn down. He has bought several thousand of dollars of building materials and has talked to Blackburn Foundation repair about repairing the foundation. After discussion Nollett moved to give him six months to show noticeable improvement in the property. Kocourek seconded the motion, all voting aye, motion carried.

**Arsenic Engineer:** Nollett moved to have Forman Noel move forward with finding an engineer to help the city deal with the arsenic in the water should arsenic levels go above the allowed limits set by the State. Peterson seconded the motion, all voting aye, motion carried.

**Volunteers:** A motion was entered by Gauer and seconded by Nollett to approve the following volunteers. Martin Volunteer Fire Department; Earl Adair, Lindell Adair, Patty Bader, Ray Big Crow, Stuart Bucholz, Troy Byrne, Chance Clausen, Dane Claussen, Virgil Clausen, Sandra Cummings, Dustin Hicks, Merle Hicks, Tim Holt, Lucas Johnson, Doug Lucero, Chris, O'Bryan, Cole O'Bryan, Doug O'Bryan, Mikaela O'Bryan, Jim Russell, Judd Schomp, Bo Sharp, Charlie Sharp, Jeff Sisco, Shelly Sisco, and Jace Standing Bear. Explorers: Tyler Long Man, Camden O'Bryan, Jimmy Pilcher.

**2025 Wages:** Nollett moved to approve a 3% cost of living raise for all employees. Peterson seconded the motion, all voting aye, motion carried.

**Wages:** As per SDCL 6-1-10 a complete list of all salaries for all officers and employees of the municipal corporation shall be published with the first minutes of the first meeting following the beginning of the year. They are as follows: Mayor \$1450.00 a year plus \$100 per meeting, Council \$750 a year plus \$85.00 per meeting, Jean Kirk \$32.34 an hour, Sandra Cummings \$17.51 an hour Paul Noel \$28.41 per hour, Tom Moffitt \$21.63 an hour, Tiffany Pettit \$20.09 per hour, Kenneth Daugherty \$18.28 an hour.

**Building Permits:** One building permit was reviewed by the council. Gene Noel at 208 West Bennet Ave is moving in a storage container. Kocourek moved to approve the building permit. Claussen seconded the motion all voting aye, motion carried.

**Past due Water Bills:** The past due water bills were reviewed by the council. Peterson move to handle the past due water bills as usual. Nollett seconded the motion, all voting aye, motion carried.

**Code Enforcement:** Claussen moved to approve the contract With Code Enforcement Specialist. Gauer seconded the motion, all voting aye, motion carried

**Adjournment:** As there was no further business to come before the council at this time, motion to adjourn was entered by Nollett

The next city council meeting will be held February 12th at 5:30 p.m. at the library community room.

Dated this 8th day of January, 2025

\_\_\_\_\_  
Gary Rayhill, Mayor

ATTEST: \_\_\_\_\_  
Jean Kirk, Finance Officer

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