

AVON, SOUTH DAKOTA - OCTOBER 4, 1999

The regular meeting of the Avon City Council was held on the above date at the Avon Public Library at 7:00 p.m. Roll Call: Finance Officer Haenfler and Alderman: Einrem, Fathke, Reister, Kuhlman, Den Ouden, and Dertien. Absent Mayor Bryan. Also present were Dennis Deurmier, Jack Brodeen, Orval Elliott, Laval Haenfler and Wayne Scherr.

Meeting called to order by Alderman Einrem, President of the Council.

Motion by Reister and seconded by Fathke to approve the agenda with the addition of Wayne Scherr after Accept Receipts. All voted "aye". Motion carried.

Motion by Fathke and seconded by Kuhlman to approve the minutes of the September 13, 1999 meeting. All voted "aye". Motion carried.

The following claims were presented for payment:

GENERAL FUND:

Avon Clarion--publication	\$ 224.70
Berkley Administrator--workmen's comp insurance	\$ 1,074.00
Blue Cross of SD--health insurance	\$ 2,110.72
Bon Homme Co. Implement--part	\$ 2.27
Coast to Coast--misc supplies	\$ 90.95
Community Bank--ss & wh	\$ 1,936.16
Cover to Cover--books	\$ 46.79
D & L Oil--gasohol, diesel	\$ 403.84
Farmer's Coop Elevator--lawn mix, salt,dog food	\$ 106.54
Ferrellgas--propane	\$ 396.88
Golden West Co.--telephone	\$ 141.84
Jurren's Repair--parts, labor	\$ 185.74
Michael Todd & Co.--end plate	\$ 53.45
Myers Dray--garbage collection	\$ 2,750.00
Newman Signs--stop signs	\$ 108.10
Northwestern Public Service--electricity	\$ 1,015.95
Postmaster--postcards	\$ 73.50
Postmaster--stamps	\$ 33.00
Ray's Repair--parts, labor	\$ 191.50
Schultz Building Center--gravel,waterway	\$ 1,155.95
SD Retirement--retirement	\$ 781.50
SD State Archives--microfilms	\$ 275.00
State Treasurer--sales tax	\$ 117.91
Walmart--books	\$ 10.46
Greg Whitley--dog kennel	\$ 75.00
Salaries--office	\$ 525.51
Salaries--library	\$ 432.19
Salaries--streets	\$ 1,613.74
Salaries--police	\$ 2,416.32
Salaries--sanitation	\$ 147.76

WATER AND SEWER FUND

Avon Enterprise--ups	
B-Y Water--water	\$ 2,852.00
Community Bank--lagoon bond payment	\$ 271.88
Dept of Revenue--water samples	\$ 12.00
Golden West Co.--telephone	\$ 50.86
Palinsco--pipe	\$ 165.50
Revenue & Reserve--transfer	\$ 374.17

AMBULANCE FUND:

Commnet Cellular--telephone	\$ 21.75
D & L Oil--diesel	\$ 45.28
Golden West Co.--telephone	\$ 61.90
Jurren's Repair--parts, labor	\$ 26.20
Louis Dykstra--reimbursement	\$ 60.00
Robert Dykstra--reimbursement	\$ 30.00
Bob Reister--reimbursement	\$ 10.00
Donna Reister--reimbursement	\$ 30.00
Mike Steffen--reimbursement	\$ 20.00
Charlene Tjeerdsma--reimbursement	\$ 30.00
Carol Tolsma--reimbursement	\$ 70.00

REVENUE & RESERVE BOND:

GECC--bond payment	\$ 4,080.00
--------------------	-------------

Motion by Den Ouden and seconded by Reister to pay the foregoing claims. All voted "aye". Motion carried.

The following receipts were presented for approval:

**RECEIPTS FOR SEPTEMBER 1999**

City of Avon—water	\$ 6,911.00
City of Avon—sewer	1,787.50
City of Avon—garbage	2,947.75
City of Avon—tax	118.04
Revenue & Reserve—transfer	374.17
Clerk of Court—fines	253.67
Dept. of Revenue—sales tax (1 <sup>st</sup> -2415.04, 2 <sup>nd</sup> -1965.13)	4,380.17
Maggie Einrem—dance permit	8.00
Avon Lion's Club—baseball fence donation	500.00
Community Bank—baseball fence donation	1,000.00
Duane Mednansky—water deposit	25.00
Mel Fathke—water deposit	25.00

American Family Insurance—accident report	2.00
Mary Ann Rucktaeschel—ambulance service	34.00
Cop Fast—grant	2,270.48
Community Bank—interest	2,164.71
Bon Homme Co. Treasurer—general	838.84
12% Municipal	<u>165.44</u>

Motion by Reister and seconded by Fathke to accept the foregoing receipts. All voted “aye”. Motion carried.

Wayne Scherr informed the Council that the community has been friendly and supportive. Scherr would like to sell off sale malt beverage on Sunday at A1 Gas & Go. Haenfler informed the Council that the ordinance states if you have an on sale license you can not sell off sale on Sunday. A1 Gas & Go has an on-off sale malt beverage license, therefore according to the ordinance can not sell on Sunday. The City will check into the matter to see if the ordinance could be changed to allow off sale malt beverage on Sunday for A1 Gas & Go. Scherr suggested that the City check into decreasing the speed limit on highway 50 going past Avon.

Finance Officer Haenfler gives Ordinance #263 entitled “2000 Annual Appropriation Ordinance” it’s 2<sup>nd</sup> reading. Motion by Fathke and seconded by Dertien to approve the 2<sup>nd</sup> reading of Ordinance #263 as read. Roll Call: Fathke, Reister, Kuhlman, Den Ouden and Dertien all voted “aye”. Motion carried. None voted “naye”.

Dennis Deurmier addressed the Council about the charging for hauling dirt that was considered at the Sept. meeting. A lengthy discussion was held on this matter and some matters with the streets and curb & gutter. Deurmier also wanted to know if he should continue to put curb & gutter in for people if their street is not tore up. Several Councilman felt that Deurmier should wait until the Council has a plan. No motions were made at this time.

Orval Elliott would like to see something done with the cracks that are forming in the mat. Alderman Einrem suggested that a crack seal program be looked into.

Jack Brodeen on behalf of the of the Chamber of Commerce, requested a dance permit for October 30, 1999. Alderman Reister introduced the following resolution and moved it’s adoption:

**RESOLUTION PERMITTING USE OF ALCOHOLIC BEVERAGES**

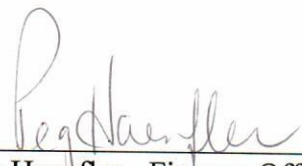
WHEREAS, SDCL 35-1-5.3, as amended, authorizes and permits the governing body of the City of Avon, Bon Homme County, South Dakota, to grant prior authorization for persons to consume or blend alcoholic beverages upon certain property which is owned by the public or a non-profit corporation within the jurisdiction of the governing municipality and

WHEREAS, the City Council of and for the City of Avon, bon Homme County, South Dakota, has duly considered the request of Chamber of Commerce for permission in accordance with the above said statue,

NOW THEREFORE, BE IT RESOLVED, that in accordance with SDCL 35-1-5.3, as amended, authorization is hereby give n to the Chamber of Commerce for the use of the Avon Legion Hall and to mix or blend and consume alcoholic beverages upon and within the aforesaid premises on the 30<sup>th</sup> day of October, 1999 between the hours of 9:00 p.m. and 1:00 a.m.

Passed and approved this 4<sup>th</sup> day of October, 1999.

\_\_\_\_\_  
Michael Einrem - Council Pres.

  
\_\_\_\_\_  
Peg Haenfler - Finance Officer

Motion to adopt the foregoing resolution was seconded by Kuhlman. Roll Call: Reister, Fathke, Kuhlman, Den Ouden, and Dertien all voted "aye". Motion carried. None voted "naye".

Brodeen asked why it was required to have two cops. Council thought it has been that way for along time.

Motion by Fathke and seconded by Den Ouden to allow a Christmas tree on Main Street by the intersection of Main and 1<sup>st</sup> Ave. All voted "aye". Motion carried.

Laval Haenfler wanted to know why the mat was stopped before the intersection on Pine Street in front of the Lutheran Church. Alderman Einrem explained that there is a pipe that possible will need to be put in underground there if the City's drainage permit passes therefore the mat stopped to allow room for digging.

Alderman Kuhlman was approached about a light in front of the Trinity Presbyterian Church because that block is dark. The Council was not sure if the church was responsible or the City. City will check into cost and matter.

Alderman Fathke attended the landfill meeting. Fathke explained how things work at those meetings and that the next meeting is October 19.

Alderman Dertien informed the Council that a cement pad was poured for the dog kennel and there is enough room on the pad for the dumpster and used oil barrel. Dertien

asked who responsibility it was to take care of some tree roots that are over by Railway Street. Deurmier stated that the roots were from part of the project over by Pine Street and Railway Street. Dertien stated he would have the Street Commissioner take care of them.

Alderman Einrem suggested that the hours on the city dump be changed on Tuesday to 4:00 - 6:00 and Saturday 2:00 - 4:00 through October 31, 1999 and only on Saturday 2:00 - 4:00 until weather gets bad, then close. All the Councilman were in agreement on this matter.

Alderman Einrem handed out a quote on the sewer project for the Farmer Coop Elevator fertilizer plant from Menning Backhoe Service out of Corsica. The quote for the project was \$7,479.82. After a discussion about the project it was decided to get two more quotes to compare with.

Deurmier stated that by Tom Culver's dirt is need behind curb and the sidewalks have not been poured. Council felt that the Street Commissioner could probable pour the sidewalks.

Alderman Einrem informed the Council that the two blocks of Main Street are part of the Federal Aid System and the County may possible do an overlay project. Only 26' of the street is covered under FAS but the City should think about having Main Street worked on.

Motion by Reister and seconded by Den Ouden to charge \$10.00 for every truck load of sewage dumped in the lagoon. All voted "aye". Motion carried.

Haenfler informed the Council that the library can received a computer through a grant if the library has their own phone line. Several Councilman felt that the library should have a computer and Internet access. This matter will be looked into.

Motion by Kuhlman and seconded by Fathke to rotate every three months purchases of diesel, gasohol, and gasoline at D & L Oil, Cahoy Gas & Serve, & A1 Gas & Go. All voted "aye". Motion carried.

There being no further business to come before the Council at this time a motion by Fathke and seconded by Kuhlman to adjourn at 8:50 p.m. All voted "aye". Motion carried.

*Peg Haenfler*