

AVON, SOUTH DAKOTA – November 14, 2001

A special 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 Berndt, Mayor Frey, and Alderman: Tolsma, Tjeerdsma, Kuhlman, Mensch and Cameron. Also present Allen Kocmich and Jack Brodeen.

Mayor Frey called the meeting to order at 7:03 p.m.

Mayor Frey explained to the Council that his understanding was that we needed to set an election within ten days of the council having been presented the initiative petition. He also explained that the city would not be permitted to trade the old one in on a used one without this election being held.

Motion by Tolsma and seconded by Mensch to incorporate the imitative petition into a resolution as follows: BE IT HEREBY RESOLVED the Mayor for the City of Avon, South Dakota, shall and is hereby authorized and directed to determine the repairs necessary to make the pay loader owned by the City of Avon, South Dakota, functional and fit for the purpose intended and the City Council in and for the City of Avon, South Dakota, shall expend the funds necessary for said repairs from its sources legally available for such purpose. Roll Call Vote: Kuhlman, Tolsma, Tjeerdsma, Mensch, Cameron. All voted "Aye". Motion carried.

Motion by Mensch seconded by Kuhlman to set the Special Election for the 18th of December. Roll Call Vote: Kuhlman, Tolsma, Tjeerdsma, Mensch, Cameron. All voted "Aye". Motion carried. The resolution is as follows:

RESOLUTION

WHEREAS, it is necessary to hold a special election for the initiative petition, it is therefore

RESOLVED THAT WHEREAS, pursuant to the law of the State of South Dakota, a special election for the election the Initiative Petition is required to be held on the 18th of December, the City Finance Officer be, and she is hereby authorized and directed and is required to give notice of such election by publication being not less than ten days prior to such election, and the officers to be voted for thereat.

That the polling place for all Wards shall be at the Avon Fire Hall of Avon, South Dakota in accordance with Ordinance of Record, and the polls at such election shall be open continuously form 8:00 a.m. to 7:00 p.m. of said day, that the City Finance Officer be authorized and directed to prepare office ballots for said election.

The following persons by and they are hereby appointed Municipal Election Clerks: Rita Ridgway, Myra Klock, and Shirley Yonkers.

A discussion was held regarding the condition of the old pay loader. A representative of JD Evans, Sioux Falls had been in town Wednesday morning to look over the old machine. He felt it would cost between \$16,000.00 to \$18,000.00 to repair the old one to a good working condition. However, this may change once the machine is opened up.

Alderman Kuhlman suggested Allen Kocmich start looking at used pay loaders and gathering information on same to have available for the Council to review at a future meeting.

Alderman Cameron left at 7:40 p.m.

There being no further business to come before the Council at this time a motion by Kuhlman and seconded by Mensch to adjourn at 7:50 p.m. All voted "aye". Motion carried.



James Frey - Mayor

ATTEST:



Carol Berndt

Carol Berndt

City Finance Officer

(SEAL)