

AVON, SOUTH DAKOTA - NOVEMBER 4, 1998

The regular meeting of the Avon City Council was held on the above date at the Avon Public Library at 7:30 p.m. Roll Call: Mayor VanGerpen, Finance Officer Haenfler, and Alderman: Oster, VanGerpen, Einrem, Reister, and Deurmier. Also present was Orval Elliott.

Meeting called to order by Mayor VanGerpen.

Motion by Einrem and seconded by Reister to approve the agenda with the addition of Chamber of Commerce - Dave Roth. All voted "aye". Motion carried.

Motion by Oster and seconded by Einrem to approve the minutes of the October 5, 1998 meeting with the correction of Lee Lagendyke to Nelson Lagendyke. All voted "aye". Motion carried.

The following claims were presented for payment:

CLAIMS FOR NOVEMBER 1998

GENERAL FUND:

Avon Clarion—publication	\$ 447.63
Avon Enterprise—UPS fees	\$ 6.81
Berkley Administration--workmen's comp	\$ 120.00
Blue Cross of SD—health insurance	\$ 1,627.84
Brian's Service—repairs	\$ 199.60
Coast to Coast—misc supplies	\$ 80.61
Community Bank—ss & wh	\$ 1,539.54
D & L Oil--oil, diesel	\$ 616.61
Farmers Coop Elevator--salt, spraying	\$ 14.90
Freeman Courier—advertisement	\$ 20.20
Golden West Co.—telephone	\$ 126.07
Myers Dray—garbage collection	\$ 2,750.00
Myers Dray--dumpster(Aug, Sept, Oct)	\$ 60.00
Neve's Uniforms Inc--model 22 pistols	\$ 688.00
Newman Traffic Signs--signs	\$ 308.10
Northwestern Public Service--electricity	\$ 846.83
One Call System--locate fee	\$ 25.00
Plainsco--pipe	\$ 2,612.64
Schultz Building Center--gravel, misc supplies	\$ 594.37
SD Retirement--retirement	\$ 766.00
State Treasurer—sales tax	\$ 251.82
Terry Johnson Trucking--grind streets	\$ 3,200.00
Salaries—office	\$ 535.21
Salaries—streets	\$ 2,330.96
Salaries—police	\$ 2,222.93
Salaries—sanitation	\$ 166.23
Salaries—library	\$ 396.18

WATER AND SEWER FUND

B-Y Water--water	\$ 2,415.50
Dept of Revenue--water & lagoon sample	\$ 251.00
Golden West Co.--telephone	\$ 42.77
Hawkins Water Treatment--container rental	\$ 5.00
Revenue & Reserve--transfer	\$ 374.17
SDWWA--membership renewal	\$ 10.00

AMBULANCE FUND:

Dave Brandt--reimbursement	\$ 15.00
Commnet Cellular--telephone	\$21.70
D & L Oil--gasohol	\$13.33
Louie Dykstra--reimbursement	\$10.00
Robert Dykstra--reimbursement	\$15.00
Golden West Co.--telephone	\$61.90
Jay Mudder--reimbursement	\$10.00
Reach Electronics--batteries	\$114.00
Bob Reister--reimbursement	\$15.00
Donna Reister--reimbursement	\$10.00

WATER DEPOSIT REFUND:

Richard Memmer--Dorotha Niehoff water deposit refund	\$ 25.00
Woodrow Nelson Estate--water deposit refund	\$ 25.00
City of Avon--water deposit refunds applied to final bill	\$ 75.00

Motion by Deurmier and seconded by VanGerpen to pay the foregoing claims.

All voted "aye". Motion carried.

The following receipts were presented for approval:

RECEIPTS FOR OCTOBER 1998

City of Avon—water	\$ 6,269.52
City of Avon—sewer	1,865.50
City of Avon—garbage	3,128.87
City of Avon—tax	125.49
Revenue & Reserve—transfer	374.17
Clerk of Court—fines	94.90
Velda Olsen—ambulance service	82.12
Dept. of Revenue—hwy & bridge fund	1,219.17
Glen Janssen—ambulance service	130.00
Chad Martin—dance permit	8.00
Dept. of Revenue—sales tax (1 st -4252.95, 2 nd -3725.27)	7,978.22
Art Canfield—culvert	24.00
Brian Voigt—water deposit	25.00
Ella Merkwon—ambulance service	130.00

Woodrow Nelson—ambulance service	135.00
Dept. of Revenue—alcoholic beverage fund	860.43
Bon Homme Co. Treasurer—general	3,694.09
12% Municipal	<u>203.90</u>

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

As advertised, a public hearing to renew liquor licenses was held at this time.

Motion by Reister and seconded by Einrem to approve the application of Jim Martin, dba Martin’s Bar, located on Lot 14, Block 3, Original Townsite, Avon, SD for Package (off-sale) Liquor and Retail (on-sale) Liquor License. Roll Call: Oster, VanGerpen, Einrem, Reister, and Deurmier all voted “aye”. None voted “naye”. Motion carried.

Motion by Oster and seconded by Reister to approve the application of Doug Kafka, dba Corner Bar, located at Lot E1/2 16, Block 3, Original Townsite, Avon, SD for Package (off-sale) Liquor and Retail (on-sale) Liquor License. Roll Call: Oster, VanGerpen, Einrem, Reister and Deurmier all voted “aye”. None voted “naye”. Motion carried.

Dave Roth on behalf of the Chamber of Commerce informed the Council that they could not get Christmas decoration to their satisfaction at this time. The Chamber would like to use the \$5000.00 donation for the swimming pool project, which is a new fence, new concrete, and possibly a shelter. The Council agreed. The Chamber also had a concern about no Avon signs posted along new highway 37.

Motion by Oster and seconded by Reister to contact DOT and have an Avon sign posted on County Road 20 and 18, the south side of Standing Bear Bridge, and have two Standing Bear Bridge - Niobrara, NE signs posted on Highway 50. All voted “aye”. Motion carried.

Finance Officer Haenfler presented the Council with a filed petition which stated that the voters wanted to decide if Resolution Providing for Width of Streets and Relating to Curb and Gutter be approved and enacted as law.

Motion by Oster and seconded by Deurmier that the resolution entitled:

RESOLUTION PROVIDING FOR WIDTH OF STREETS
AND RELATING TO CURB AND GUTTER

be submitted to the voters of the Avon City of Avon, South Dakota, at a special election to be held on the 15th day of December, 1998, as the following question:

THE CITY HAS ADOPTED THE RESOLUTION ENTITLED "RESOLUTION
PROVIDING FOR WIDTH OF STREETS AND RELATING TO CURB AND
GUTTER"

SHALL THE ABOVE RESOLUTION BE APPROVED AND ENACTED AS
LAW?

BE IT FURTHER RESOLVED that said election to be held on the 15th day of November, 1998, between the hours of 8:00 a.m. and 7:00 p.m., at the following place in the City of Avon, Bon Homme County, South Dakota, which is hereby designated as polling place for such election:

Voting Precinct
Avon City

Voting Place
Avon Fire Hall

and there are hereby appointed as judges and clerks of said election:

Reta Ridgway, Judge
Myra Klock, Clerk
Connie VanGerpen, Clerk

The Municipal Finance Officer of the City of Avon is hereby instructed and directed to give legal notice of such election and to cause a copy thereof to be published twice, once each week, in the Avon Clarion, the official newspaper of the City of Avon, Bon Homme County, South Dakota, giving the voters of the City of Avon notice of such election, the last publication to be not less than twenty (20) days prior to such election; to give notice of their appointments to the above-named judges and to provide the necessary ballots for submitting said question to the voter; and to hire Thomas Alberts, City Attorney, to do the legal work for said election

Roll Call: Oster, VanGerpen, Einrem, Reister and Deurmier all voted "aye". None voted "naye". Motion carried.

Motion by Reister and seconded by VanGerpen to transfer \$10,000.00 from General Fund to Ambulance Fund. Roll Call: Oster, VanGerpen, Einrem, Reister, and Deurmier all voted "aye". Motion carried.

Alderman Einrem informed the Council that when digging the pipe in on Hickory Street they discovered there was a water main where the pipe was to run. Einrem advised them to drop under the water main and make up difference on railroad property with a 2 foot ditch.

Ferrellgas filled in gravel where the City pile of dirt had set on their property. Ferrellgas asked if the City would pay for one (1) load of gravel.

Motion by Oster and seconded by VanGerpen to pay for one (1) load of gravel for Ferrellgas. All voted "aye". Motion carried.

Tom Week has been contacted to give estimate on cost to survey surplus land by the softball field. No estimate has been received yet. Council suggested also contacting Johnny Reiff to give estimate. After estimates are received the Council will decided on what the next steps will be.

There was concern about the dump being closed already and many people still having leaves to be taken care of.

Motion by Deurmier and seconded by Oster to leave the dump open the month of November, weather permitting. All voted "aye". Motion carried.

Finance Officer Haenfler informed the Council that the library window is cracked. The window is a double pane window and would cost about \$500.00. The Council did not want to purchase a new window. The Council would like Kocmich to put nylon tape on the crack on both sides.

Motion by Einrem and seconded by Reister to go into Executive Session at 8:15 p.m. to discuss personnel matters.

Motion by Oster and seconded by Einrem to come out of Executive Session at 9:15 p.m.

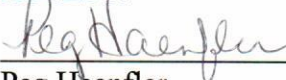
Motion by VanGerpen and seconded by Oster to have special meeting on Friday, November 6, 1998 at 7:30 a.m. All voted "aye". Motion carried.

Alderman Deurmier informed the Council that they should still be contacting people to fill the vacant seat on the Council.

There being no further business to come before the Council at this time, a motion by Einrem and seconded by VanGerpen to adjourn at 9:20 p.m. All voted "aye". Motion carried.


Edward VanGerpen - Mayor

ATTEST:


Peg Haenfler
City Finance Officer
(SEAL)