

AVON, SOUTH DAKOTA - February 9, 1996

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 Brodeen, Auditor Haenfler, and Alderman: Einrem, Knoll, Reister, and Oster. Also, present was Street and Water Commssioner Allen Kocmich. Absent Alderman Van Gerpen.

Meeting called to order by Mayor Brodeen.

Motion by Einrem and seconded by Reister to approve the agenda as presented. All voted "aye". Motion carried.

Motion by Oster and seconded by Knoll to approve the January 2, 1996 meeting. All voted "aye". Motion carried.

The following claims were presented for payment:

CLAIMS FOR FEBRUARY

GENERAL FUND:

Extension Revolving Fund--pesticide recertification	15.00
SD State Treasurer--sales tax	547.93
Roland Luke--travel expense	268.36
Avon Clarion--publication	436.34
B & L Communication--speaker, mic cord, tune & ailgn CD radio	101.80
BJ's--pencils, envelopes, film	30.45
Blue Cross of SD--health insurance	805.11
Coast to Coast--misc supplies	177.32
Community Bank--ss & wh	1,229.80
D & L Oil--oil, diesel, heating fuel	409.75
Ferrellgas--propane	258.63
Golden West Communication--telephone	137.43
Peg Haenfler--mileage	52.80
McLeod's--checks, accounting paper	286.25
Myers Dray--garbage collection	1,248.50
North Vue Quick Stop--gasohol	404.21
Northwestern Public Service--electricity	1,171.78
Schultz Building Center--material for book shelves	404.14
SD Federal Property Agency--supplies	151.00
SD Retirement--retirement	561.02
St. Paul Stamp Works--dog tags	43.43
Box rent	12.00
Schultz Building Center--paint	117.99
Salaries--library	276.07
Salaries--office	503.29
Salaries--streets	494.63
Salaries--police	2,180.76

WATER AND SEWER FUND:

Dept. of Env. and Natl Res.--operator recert. renewal	6.00
B-Y Water--water	1,827.00
Blue Cross--health insurance	335.04
Dakota Chemical--container rental	10.00

Ferrellgas--propane	188.73
Golden West Communication--telephone	39.37
Allen Kocmich--wage	960.55
Roland Luke--digging	330.00
Revenue & Reserve--transfer	374.17
Sd Retirement--retirement	146.26

AMBULANCE FUND:

Commnet Cellular--telephone	22.24
Golden West Communcations--telephone	66.90
North Vue Quick Stop--gasohol	14.11

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

The following receipt were presented for approval:

RECEIPTS FOR JANUARY, 1996

City of Avon--water	5,211.30
City of avon--sewer	2,015.00
City of Avon--garbage	1,658.63
City of Avon--tax	62.53
Revenue & Reserve--transfer	374.17
Rodney Haenfler--water deposit	25.00
Steve Rezac--ambulance service	227.00
Dept. of Revenue--Hwy & Bridge Fund	711.39
Deurmier Construction--use of payloader	120.00
Dept. of Revenue--sales tax	3,432.28
Clarence Van Gerpen--ambulance service	208.00
Lenny Gramkow--water deposit	25.00
Dept. of Revenue--alcoholic beverage fund	714.32
Bon Homme County Treasurer--general	1,042.74
25% HBR	18.39
12% Municipal	206.58

Motion by Reister and seconded by Einrem to accept the receipts as presented. All voted "aye". Motion carried.

Motion by Reister and seconded by Oster to advertise for rental of the concession stands at the parks and pool. Bids to be opened at the March meeting. All voted "aye". Motion carried.

Motion by Oster and seconded by Knoll to pay the Weepees as a separate team. All voted "aye". Motion carried.

Mayor Brodeen gave Ordinance #249 entitled "An Ordinance to Amend Ordinance No. 139 and Regulating the Hours in Which Liquor Can Be Sold" its first reading. Motion by Einrem and seconded by Knoll to approve the first reading of Ordinance #249 as read. Roll call vote: Einrem, Reister, Oster, and Knoll all voted "aye". None voted "naye". Absent Alderman Van Gerpen. Motion carried.

The second penny additional sales tax was then discussed. Mayor Brodeen had some figure on about how much the second penny sales tax would generate in revenue. The first penny brings in about \$45,000. It is estimated that the second penny would bring in about 70% of that. The seconded penny will be used for streets and equipment. The first reading of the additional penny sales tax ordinance will be

read at the March meeting.

Street and Water Commissioner Kocmich discussed with the council the streets. After a long discussion it was decided to schedule Oak Street from 3rd to 4th Street, and partial piece going east on 4th Street, Popular from 2nd to 3rd Street, and Pine a 1/2 a block this year.

Motion by Einrem and seconded by Knoll to declare the following items surplus:

- 1 John Deere 60V Chain Saw
- 1 Dragon Pump
- 1 JD Push Mower
- 2 LT235 85 R 16 1/4 tread
- 1 Westing House 1/6 hp motor
- 1 Fuel Tank 250 gallon
- 2 16" rims 10" wide JD front
- 1 Bolt Cutter (jaws bad)
- 1 IBM Typewriter

- 160ft. of 1 x 8
- 432 ft. of 2 x 8
- 112 ft of 2 x 10
- 108 ft. of 2 x 6

4 cylinder Wisconsin engine

All voted "aye". Motion carried.

Mayor Brodeen set up a committee of Alderman Mike Einrem, Daniel Knoll and Street and Water Commissioner Allen Kocmich to get appraisal on the items declared surplus and to present their appraisals at the next meeting in March.

Motion by Einrem and seconded by Reister to appointed Alderman Oster to the following committees - Building, Parks and Lands, Board of Health and Pool, and Finance and Purchasing. All voted "aye". Motion carried.

The City Grader is shot and needs to be replaced. Auditor Haenfler will look in to whether the City can get a grader through emergency or if need to bid.

Mayor Brodeen, on behalf of Rick Thompson, requested a dance permit for September 21, 1996. Mayor Brodeen introduced the following resolution:

RESOLUTION PERMITTING USE OF ALCOHOLIC BEVERAGES

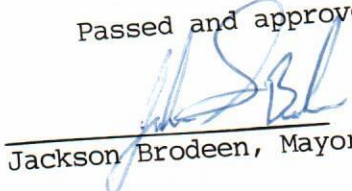
WHEREAS, SDCL 35-1-5.3, as amended, authorizes and permits the governing body of the City of Avon, Bon Homme County, South Dakota, to grant prior authorization for persons to consume or blend alcoholic beverages upon certain property which is owned by the public or a non-profit corporation within the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

NOW, THEREFORE, BE IT HEREBY RESOLVED, that in accordance with SDCL 35-1-5.3, as amended, authorization is hereby given to Rick Thompson for the use of the Avon American Legion Hall and to mix or blend and consume alcoholic beverages upon

and within the aforesaid premises on the 21st day of September, 1996 between the hours of 9:00 p.m. and 1:00a.m.

Passed and approved this 9th day of February, 1996.

  
Jackson Brodeen, Mayor

  
Peg Haenfler, Finance Officer

Motion by Einrem and seconded by Reister to adopt the foregoing resolution. Roll call vote: Einrem, Reister, Oster and Knoll all voted "aye". None voted "naye". Absent Alderman Van Gerpen. Motion carried.

Motion by Einrem and seconded by Knoll to advertise for pasture rent bids. All voted "aye". Motion carried.

Illegal U-Turns on Main Street was brought up again. A sign or higher fees was discussed. Nothing was decided at this time.

Motion by Einrem and seconded by Knoll to replace the fence at the softball field and the cost not to exceed \$2000.00. All voted "aye". Motion carried.

Water deposits and delinquent water accounts were discussed. Auditor Haenfler will look in to the laws on what can be done to resolve these problems.

The lights at the softball field are coming off the poles, which is dangerous. Motion by Oster and seconded by Reister to take lights down because they are a maintenance problem and hazard. All voted "aye". Motion carried.

Other things discussed, the north wall on the bath house at the pool needs to be tuck-pointed. Canopies in the park need to be re-roofed. Sidewalks that are not being cleaned after a snow fall.

RESOLUTION

BE IT RESOLVED, that the city limits of the City of Avon, SD for 911 calls are as follows:

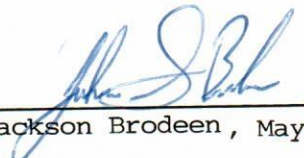
Section 33, Township 95 North of Range 61 West 5th P.M.

East 1/2 of Section 32, Township 95 North of Range 61 West 5th P.M.

South 1/2 of Section 28, Township 95 North of Range 61 West 5th P.M.

The above resolution was motioned by Einrem and seconded by Reister to adopt. Roll call vote: Einrem, Reister, Oster and Knoll all voted "aye". None voted "naye". Absent Alderman Van Gerpen. Motion carried.

There being no further business to come before the Council at this time, a motion was made by Einrem and seconded by Reister to adjourn at 10:00 P.M. All voted "aye". Motion carried.

  
Jackson Brodeen, Mayor