

AVON, SOUTH DAKOTA - March 4, 1996

The regular scheduled meeting of the Avon City Council was held on the above date at 7:30 p.m. at the Avon Public Library. Roll call: Mayor Brodeen, Auditor Haenfler, and Alderman: Oster, Reister, VanGerpen, Einrem and Knoll. Also present was Street and Water Commissioner Allen Kocmich.

Meeting call to order by Mayor Brodeen.

Motion by Reister and seconded by Knoll to approve the agenda with the following addition: Dale Sullivan. All voted "aye". Motion carried.

Motion by Oster and seconded by Reister to approve the minutes of the Feb. 9, 1996 meeting. All voted "aye". Motion carried.

The following claims were presented for payment:

CLAIMS FOR MARCH

GENERAL FUND:

Avon Clarion--publication	\$	249.08
Blue Cross of SD--health insurance		805.11
Coast to Coast--supplies		174.77
Community Bank--ss & wh		962.30
Dave's Welding & Repair--new pins & repair hinges		30.38
D & L Oil--tire repair		111.00
Farmers Coop Elevator--salt		18.00
Golden West Communications--telephone		165.10
Peg Haenfler--office supplies		48.45
Jurren's Repair--labor & parts		1,230.41
Kocer's Radiator Service--radiator repair		125.00
Allen Kcomich--postage		24.55
Myers Dray--garbage collection		1,248.50
North Vue Quick Stop--gasohol		263.40
Northwestern Public Service--electricity		1,073.95
On Cue--books		55.03
Postmaster--stamps		32.00
Scoblic Stationers--correction tape		8.71
SD Dept of Revenue--license plates		26.83
SD Retirement--retirement		561.02
Community Bank--return check charge		2.00
Salaries--office		503.29
Salaries--library		245.40
Salaries--police		2,180.76
Salaries--streets		347.19

WATER AND SEWER FUND:

B-Y Water--water	2,361.50
Blue Cross of SD--health insurance	335.04
Community Bank--ss & wh	327.94
Dakota Chemical--container rental	10.00
D & L Oil--fuel oil	174.60
Golden West Communications--telephone	43.97
Allen Kocmich--wage	960.55
Plainsco--supplies	85.44
Revenue & Reserve--transfer	374.17
SD Dept of Revenue--water sample test	30.00
SD Retirement--retirement	146.26

AMBULANCE FUND:

Commnet Cellular--telephone	42.23
Golden West Communication--telephone	66.90
North Vue Quick Stop--gasohol	31.81
Pier & Pier Insurance--insurance	972.73

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

RECEIPTS FOR FEBRUARY, 1996

City of Avon--water	\$ 4,928.96
City of Avon--sewer	1,852.50
City of Avon--garbage	1,508.66
City of Avon--tax	58.08
City of Avon--dog tags	20.00
Clerk of Courts--fines	78.32
Dave Brandt--water sample test	10.00
Revenue & Reserve--transfer	374.17
Laura Betz--ambulance service	65.00
Bon Homme Co. Treasurer--ambulance donation	1,500.00
Cops Fast--grant	6,250.00
Dept. of Revenue--sales tax	4,221.47
Bon Homme Co. Treasurer--general	6,012.85
bank franchise	977.71
25% HBR	102.97
12% municipal	734.23

Motion by VanGerpen and seconded by Reister to accept the foregoing receipts. All voted "aye". Motion carried.

As advertised, the following pasture rent bids were opened. The following bids were received:

Bill Nelson--\$700.00
Gale Fennema--\$540.00

Motion by Oster and seconded by Reister to accept the bid from Bill Nelson. All voted "aye". Motion carried.

As advertised, the following concession stand bids were opened. The following bids were received:

Karen Meyer - 7% of gross sales of concession at the Swimming Pool concession stand
Mindy & Carol Tolsma--2½% of gross sales of concession at the softball park concession stand

Motion by Reister and seconded by Knoll to accept the bid of Karen Meyer for the swimming pool concession stand and to accept the bid of Mindy & Carol Tolsma for the softball park concession stand. All voted "aye". Motion carried.

The annual City Election is to be held on April 9, 1996. The terms of office expire for Alderman Van Gerpen, Ward One; Alderman Oster, Ward Two; vacancy, Ward Two; and Mayor. Nominating petitions are to be filed by March 8, 1996. Alderman Oster introduced the following resolution and moved it's adoption:

RESOLUTION

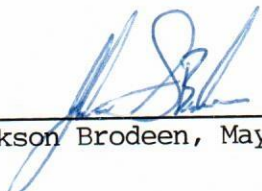
WHEREAS, it is necessary to hold an annual election for the election of certain municipal officers, it is therefore

RESOLVED THAT WHEREAS, pursuant to the laws of the State of South Dakota, an annual election, for the election of Municipal Officers is required to be held on the second Tuesday of April each year, the City Auditor be, and she is hereby authorized and directed and 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.

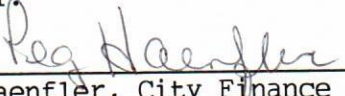
That the polling place for all Wards shall be at the Avon Fire Hall of Avon, South Dakota in accordance with Ordinance of Record, and the polls at such election shall be open continuously from 8:00 a.m. to 7:00 p.m. of said day, that the City Auditor be authorized and directed to prepare official ballots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

The following persons by and they are hereby appointed Municipal Election Clerks: Lois Simek and Myra Klock, and the Election Judge shall be Reta Ridgway.

Passes and approved this 4th day of March, 1996.


 Jackson Brodeen, Mayor

ATTEST:


 Peg Haenfler, City Finance Officer
 (SEAL)

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

Auditor Haenfler presented the Annual Statement of Financial Affairs to the Council. Motion by Oster and seconded by Van Gerpen to accept said report. Roll call vote: Oster, Reister, Van Gerpen, Einrem, and Knoll all voted "aye". None voted "naye". Motion carried.

Mayor Brodeen gave Ordinance #250 it's first reading. Motion by Reister and seconded by Knoll to approve the first reading of Ordinance #250 entitled " AN ORDINANCE IMPOSING A MUNICIPAL SALES AND SERVICE TAX AND A USE TAX FOR THE CITY OF AVON, BON HOMME COUNTY, SOUTH DAKOTA AND AMENDING ORDINANCE NO. 200" with the addition of street improvements in () following capitol improvements. Roll call vote: Oster, Reister, Van Gerpen, Einrem, and Knoll all voted "aye". None voted "naye". 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" it's second reading. Motion by Oster and seconded by Reister to approve the second reading of Ordinance #249 as read. Roll call vote: Oster, Reister, Van Gerpen, Einrem and Knoll all voted "aye". None voted "naye". Motion carried.

Motion by Oster and seconded by Knoll to set the dates for the Board of Equalization meeting for March 18 at 7:00 p.m. and March 20 at 8:00 p.m. Meetings to be held at the City Library. All voted "aye". Motion carried.

Dennis Deurmier arrived at 8:15 p.m.

Commissioner Kocmich and Dennis Deurmier spoke to the Council about Walnut Street is apparently too high to shave down so the water can drain to the south. It was suggest that the water be drained to the north. Work will continue on that street so it can be in the paving schedule for next year.

The appraisals of the surplus property was presented as follows:

- 1 John Deere 60V Chain saw \$30.00
- 1 Dragon Pump \$10.00
- 1 JD Push Mower \$15.00
- 2 LT235 85 R 16 ½ tread \$5.00 each
- 1 Westing House 1/6 hp motor \$1.00
- 1 Fuel Tank 250 gallon \$10.00
- 2 16' rims 10" wide JD front \$2.50 each
- 1 Bolt Cutter (jaws bad) \$5.00
- 1 IBM Typewriter \$5.00
- 1 4 cylinder Wisconsin Engine \$50.00
- 160 ft. of 1 x 8 .18/ft.
- 432 ft. of 2 x 8 .18/ft
- 112 ft. of 2 x 10 .18/ft
- 108 ft. of 2 x 6 .18/ft

Motion by Reister and seconded by Oster to sell the surplus property at a first come first served bases since the surplus property is appraised at less than \$500.00. All voted "aye". Motion carried.

Mayor Brodeen informed the Council that Greg Whiteley would volunteer his time to read through all the old ordinances so the ordinances that no longer comply or are not suitable can be either changed or taken out all together. A building code ordinance is going to be looked into. Mike Petrik would like the road going to his house to be graveled. Kocmich is looking into whether it is actually a road or not. Legion Hall needs a new roof. Council decided to see if they still need money after their fundraiser.

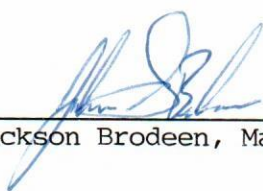
Motion by Oster and seconded by Reister to send Street and Water Commissioner Kocmich to a workshop in Brookings, April 10-11 for Stabilization Pond and to pay for his expenses upon his immediate return. All voted "aye". Motion carried.

Delinquent water bills were discussed. The Council agreed to follow the Public Utilities Commissioners guidelines. A written notice will be sent. If payment is not received in 20 days, a verbal warning will be given, and 10 days after the verbal warning if payment has not been made the water will be shut off.

Alderman Knoll brought to the attention of the Council that the police car is using oil and that the Council needs to start thinking about a new or different police car.

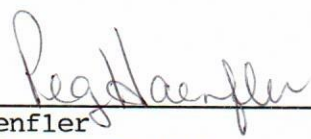
The Avon Dump will open on March 16, weather permitting. It will only be open on Saturdays until sometime in April.

There being no further business to come before the council at this time, a motion by Einrem and seconded by Van Gerpen to adjourn at 9:35 p.m. All voted "aye". Motion carried.



Jackson Brodeen, Mayor

ATTEST:



Peg Haenfler
City Finance Officer
(SEAL)