

AVON, SOUTH DAKOTA - APRIL 3, 2000

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: Mayor Bryan, Finance Officer Haenfler, and Alderman: Dertien, Den Ouden, Reister, Einrem, and Fathke. Absent Alderman Kuhlman. Also present were Orval Elliott, Wayne Scherr, Ken Swatek, Walt Moser and Jack Brodeen.

Meeting called to order by Mayor Bryan.

Motion by Fathke and seconded by Reister to approve the agenda with the addition of Library. All voted "aye". Motion carried.

Motion by Einrem and seconded Reister to approve the minutes of the April 6, 20, & 22 meetings. All voted "aye". Motion carried.

The following claims were presented for payment:

GENERAL FUND:

Erickson Truck Sales--truck	\$ 20,000.00
Avon Clarion--publication	\$ 504.32
Blue Cross of SD--health insurance	\$ 1,583.04
Cahoy Gas & Service--gasohol, diesel	\$ 607.30
Coast to Coast--misc supplies	\$ 67.97
Community Bank--ss & wh	\$ 1,146.28
Cover to Cover--books	\$ 94.10
Custom Computer Co.--computer repair	\$ 60.45
D & L Oil--diesel, heating fuel	\$ 379.44
Dave's Radiator Repair--solder, clean	\$ 33.00
Ron Dertien--keys	\$ 4.62
Display Sales--brackets	\$ 675.00
Division of Motor Vehilces--title fee, license	\$ 12.00
Golden West Co.--telephone	\$ 138.02
Jurren's Repair--filters,parts	\$ 210.31
Allen Kocmich--mileage, meals	\$ 117.54
Roland Luke--mileage	\$ 60.00
McLeod's--supplies	\$ 6.00
Myers Dray--garbage collection	\$ 2,462.50
Northwestern Public Service--electricity	\$ 1,337.89
Office Plus--supplies	\$ 38.36
One Call System--locate fee	\$ 1.40
Postmaster--box rent	\$ 24.00
Ron's Small Engine Repair--repair pump	\$ 140.15
Schultz Building Center--gravel, supplies	\$ 2,146.94
Scoblic Stationers--library supplies	\$ 13.60
SD Retirement--retirement	\$ 635.12
State Treasurer--sales tax	\$ 119.52
Walmart--books	\$ 9.06

Salaries—office	\$ 540.48
Salaries—sanitation	\$ 36.94
Salaries—police	\$ 1,451.20
Salaries—streets	\$ 1,408.57
Salaries—library	\$ 484.84

WATER AND SEWER FUND

B-Y Water--water	\$ 2,190.50
Blue Cross of SD--health insurance	\$ 527.68
Community Bank--lagoon payment	\$ 7,771.88
Community Bank--ss & wh	\$ 420.92
Dept of Revenue--water samples	\$ 12.00
Golden West Co.--telephone	\$ 44.56
Halsey Construction--replace sewer line	\$ 3,427.20
Allen Kocmich--wage 1653.00 less 534.60	\$ 1,118.40
Revenue & Reserve--transfer	\$ 374.17
SD Retirement--retirement	\$ 176.30
Williams Septic--jetter service	\$ 80.00

AMBULANCE FUND:

A-Ox Welding Supply--oxygen	\$ 17.00
Cahoy Gas & Service--diesel	\$ 13.50
Commnet Cellular--telephone	\$ 21.70
Golden West Co.--telephone	\$ 61.90
Robert Dykstra--reimbursement	\$ 20.00
Kevin Tjeerdsma--reimbursement	\$ 20.00
Carol Tolsma--reimbursement	\$ 20.00

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

The following receipts were presented for approval:

RECEIPTS FOR MARCH 2000

City of Avon—water	\$ 4,757.75
City of Avon—sewer	2,144.00
City of Avon—garbage	2,988.00
City of Avon—tax	119.06
Revenue & Reserve—transfer	374.17
Clerk of Court—fines	124.80
Dept. of Revenue—sales tax (1 st -4230.13, 2 nd -3722.32)	7,952.45
Joel Namminga—water deposit	25.00
Medicare, Wellmark(Janna Sattler)—ambulance service	139.09
Correctional Service(Ray Cornish)—ambulance service	159.00
Medicare, Wellmark(John Kocmich)—ambulance service	220.00
Medicare(Helen Roth)—ambulance service	58.65

United American Ins Co(Helen Roth)—ambulance service	80.45
Connie VanGerpen—ambulance service	334.00
US Treasury—gas tax refund	404.71
Community Bank—interest	2,034.30
Bon Homme Co. Treasurer—general	1,423.99
12% Municipal	<u>266.19</u>

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

As advertised, a public hearing for liquor license transfer was held at this time.

Motion by Reister and seconded by Einrem to approve the transfers to Mike Jonkers, dba Corner Bar, located on Lot 16 E ½, Block 3, Original Tonwsite, Avon, SD for Retail (on-sale) Liquor and Package (off-sale) Malt Beverage License. Roll Call: Einrem, Den Ouden, Fathke, Reister and Dertien all voted “aye”. None voted “naye”. Motion carried. Absent Alderman Kuhlman.

Discussion was held on drawing up an ordinance to allow malt beverage off sales on Sunday. Walt Moser wanted the Council to think about a few questions: What benefit does it have for the community?, What liability does it mean for us?, If liquor is the only thing we can make a profit on, is that what we want to make a profit on? Mr. Moser informed the Council about the statistics on drunk driving accidents and other items relating to alcohol. Wayne Scherr commented that if people want to purchase alcohol on Sunday they will drive to get it and not having it in town puts those people on the road. NO ACTION was taken.

Discussion was held on a one day liquor license on Sunday during the Centennial. Finance Officer Haenfler informed the Council that an ordinance would have to be drawn up to allow the sales on Sunday during the Centennial. State law requires that there is a fixed kitchen in the business place and it can seat a capacity of 35 patrons or more. Corner Bar at the present time would not follow under the State requirements. Mr. Moser was concerned about what kind of example we were setting for our kids and does it take alcohol to celebrate and have a good time? NO ACTION was taken at this time.

Alderman Fathke representative for the Park Board, presented the following summer program for approval:

Head Lifeguard - Annie Lukkes

Assistant Lifeguards - Robyn Dykstra
Ashley Berndt
Becky Pelton

Swimming Lessons Instructor: Robyn Dykstra
Assistant Instructor: Ashley Berndt

Baseball Coach for WeePees, PeeWees and Midgets - Chris Fathke & Jeff Haenfler
No application was received for girls softball. The City will readvertise for this position.
Motion by Fathke and seconded by Dertien to approve the following summer recreation program.

Discussion was held that there were 12 boys that signed up for Teeners and 15 boys for Legion Baseball. Some work needs to be done on the softball and baseball fields. The lights need to be put up on the softball field, dugouts on the baseball field, and lights on the baseball field need to be all working for games and the centennial.

Motion by Reister and seconded by Fathke to put the lights up on the softball field. All voted "aye". Motion carried.

Motion by Den Ouden and seconded by Reister to get the lights in working order and to do the concrete work on the baseball field dugouts. The roofs to be consider at a later time. Schultz Redi-Mix was willing to donate the concrete. All voted "aye".
Motion carried.

Motion by Einrem and seconded by Reister to hold City Clean Up Week - April 25 thru April 29. Street Commissioner Kocmich will not work on Monday, April 24. His work week will be Tuesday, April 25 thru Saturday, April 29. All voted "aye". Motion carried.

Alderman Reister introduced the following resolution and moved it's adoption:

RESOLUTION

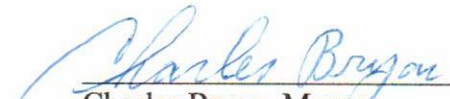
WHEREAS, pursuant to the laws of the State of South Dakota, an Annual Election for the election of officers is required to be held on the second Tuesday of April each year, and

WHEREAS, only one certificate of nomination for the office of Mayor for a two year term and Alderman of Ward I and II for a three year term have been filed according to law, and

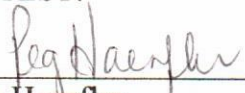
WHEREAS, the certificates of nomination for James Frey as Mayor for a two year term, Vern Tolsma as Alderman of Ward II and Kevin Tjeerdsma as Alderman of Ward I for three year term have been filed according to law.

NOW THEREFORE BE IT RESOLVED that pursuant to the provisions of the laws of the State of South Dakota in such case made and provided that the Annual City Election for Alderman of Ward I, II, and Mayor be, and the same is hereby dispensed with, and the City Finance Officer is hereby instructed and directed to issue Certificates of Election to the foregoing named candidates of the respective positions and terms filed for.

Passed and approved this 3rd day of April, 2000.


Charles Bryan, Mayor

ATTEST:


Peg Haenfler
City Finance Officer
(SEAL)

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

Discussion was held on the sewer line put in by Mike Muller. The Council received a sheet showing how 14 towns handle sewer lines. Nine of the towns the owner is responsible to the sewer main. Five of the towns the City brings the sewer line to the property line. Most of the towns that require the owner to run the line do not have mains down every street. The sewer line of Jurren's Repair was brought up again. Orval Elliott wanted the Council to change the previous motion so the check could be disbursed. NO ACTION was taken.

The fence that was removed by the baseball field along 2nd Street is to be replaced with chain link fence. The City has fence from the Avon Cemetery Committee. The fence is not long enough to go as far as the old fence.

Motion by Reister and seconded by Fathke to purchase the poles needed to put up the fence that we have and see after it is up if more fence is needed. All voted "aye". Motion carried.

Motion by Den Ouden and seconded by Reister to have 7 (seven) picnic table frames built and painted at a cost no higher than \$100.00 per table. Kocmich will select someone to make them. All voted "aye". Motion carried.

Jack Brodeen discussed with the Council the City mowing around the City of Avon signs. The Council thought the Chamber would probably have to do the mowing. Jack and Finance Officer Haenfler thought that the City had agreed to do the mowing. Haenfler will check into the matter. Brodeen asked the Council if the City was going to paint the City shop.

Alderman Fathke informed the Council that a meeting was held with Alvin Brandt, Leroy Brandt, Bob Reister, Gary LaCompte, and John Fathke. A couple of different plans were discussed on draining the water on Pine Street. It was recommended that the City hire an engineer to draw up a plan for this matter.

Motion by Fathke and seconded by Dertien to check into hiring an engineer for this project on Pine Street. All voted "aye". Motion carried.

Janet Rauch arrived at 8:20 p.m. Rauch asked the Council for approval to place a hayrack in the red zone area in front of BJ's for the sale on Saturday. The Council recommended she talk to the Fire Chief because it would be placed in front of the fire hydrant.

Alderman Dertien informed the Council that one day when it was raining Allen Cihak called Dertien to look at how the water backs up in their yard. Milo Bartuneks driveway stops the water from draining south and causes the water to back up. A few different ideas were discussed to solve this problem. No decision was made.

Alderman Dertien asked the Council when the City would like to have the dump open on Tuesday & Saturday. The Council agreed that April 25 would be a good time to start the dump to be open on Tuesday 4-6 and Saturday 2-4.

Motion by Einrem and seconded by Reister to approve the attends of Finance Officer Haenfler to a workshop in Vermillion, April 5 for a mandatory Alcohol and Drug Substance Testing Workshop. All voted "aye". Motion carried.

The Council received from Commercial Asphalt an estimate on the tonnage of asphalt to mat the streets. Discussion was held that the two blocks of Pine Street would

no be ready and has been motion to be matted this year. Alderman Einrem suggested that the City look into sand sealing the streets that have been matted. The Council discussed what streets to mat this year.

Alderman Einrem left at 8:40 p.m.

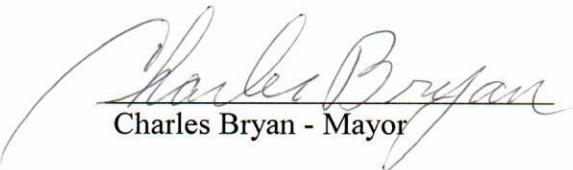
Motion by Fathke and seconded by Reister to rescind the previous motion on what streets to mat and motion to mat 2 blocks of Evergreen, ½ block of 1st Street west of Evergreen Street, 1 block of 1st Street from Poplar to Hickory Street and 1 block of Railway Street from Maple to Pine Street. All voted "aye". Motion carried.

Motion by Den Ouden and seconded by Dertien to get an estimate on sand sealing the matted streets. All voted "aye". Motion carried.

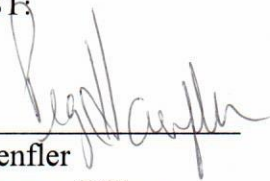
Motion by Reister and seconded by Dertien to authorize Mayor Bryan to consult with the City Attorney on purchasing BJ's for the City Library and City Hall.

Motion by Fathke and seconded by Reister to allow Street Commissioner Kocmich to do grade work in the school parking lot. 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 Dertien to adjourn at 9:00 p.m. All voted "aye". Motion carried.


Charles Bryan - Mayor

ATTEST:



Peg Haenfler
City Finance Officer
(SEAL)