

AVON, SOUTH DAKOTA – August 2, 2004

A regular meeting of the Avon City Council was held on the above date at the Avon City Building at 7:00 p.m. Roll Call: Mayor Bechtold, and Aldermen: B Reister, Tolsma, Tjeerdsma, Kuhlman, Beeson, D Reister and Finance Officer Berndt. Also present was Orval Elliott, Roger Frey and Pastor Harry Johnson.

Meeting called to order by Mayor Bechtold at 7:05 p.m.

Motion by Kuhlman and seconded by Reister to approve the agenda. All voted "aye". Motion carried.

Motion by Tolsma and seconded by Tjeerdsma to approve the minutes of the July 5, 2004 meetings.

All voted "aye". Motion carried.

Mayor Bechtold opened the floor for public time. Roger Frey ask about the lagoon where the tractor got stuck if there is a problem with leakage from the lagoon. Mayor Bechtold informed the Council that it is where the state drains to the ditch and there are cattails that means wet ground, but Kocmich felt this was from the drainage not the lagoon itself.

Pastor Mike Boyle arrived at 7:10 p.m.

The pastor present reported on were the Ministerial Group would like to place their signs, only one will be located on city ground, the others will be on private or state ground and they will contact those people.

Motion by Tolsma and seconded by B Reister to allow the sign on city land. All voted "aye". Motion carried.

Jack Brodeen arrived at 7:15p.m.

The following claims were presented for payment:

AUGUST CLAIMS

General Fund				
A-1 Gas	Gas			\$ 55.01
Allen Kocmich	Mileage to Mitchell			\$ 35.20
American Red Cross	First session lessons			\$ 22.00
Bob's Candy	Pool Candy			\$ 479.75
Bon Homme County	West Nile Supplies			\$ 685.73
Becky Pelton	Card for national meet			\$ 35.00
Leslie Winckler	Fees to take girls to S, F, Tourney			\$ 20.00
Cahoys	Fuel and parts			\$ 432.05
Cellularone	Police cell phone			\$ 33.72
Citi Card	Motel in Spearfish			\$ 255.00
Community Bank	Withholding and social security			\$ 2,073.32
Community Bank	Payment			\$ 1,655.14
Farmers Coop Fuel Service	Gas			\$ 322.98
Golden West	Monthly bill			\$ 282.18
Koletzky	Supplies			\$ 51.06
Little Ms. Valley Conference	Baseball dues			\$ 45.00
Myers Dray	Collections and dumpster			\$ 2,771.00
NWPS	Monthly billing			\$ 1,918.43
O'Neil Blue Dolphin	Final Swim Meet			\$ 344.00
One Call	Quarterly billing			\$ 24.64
Ole Olsen	Wireless Router for lap tops			\$ 169.45
Poirier Equipment				\$ 287.14
Readers Den	Books			\$ 89.49
Ron's	Supplies for park and pool			\$ 121.35
Recreonics	Flags			\$ 22.26
SBC	Chalk, step for d board, Radius			\$ 2,003.67
SD Dept of Health	Pool samples			\$ 108.00
SD Dept. of Revenue	Sales tax			\$ 110.56

SD Retirement	Payroll contribution		\$ 951.26
True Value	Supplies		\$ 168.09
Western Office	Repairs on library copier, supplies		\$ 96.02
Wal-Mart	Books, supplies,		\$ 51.49
Well mark	Insurance		\$ 1,180.95
Office – Salary			\$ 877.55
Police – Salaries			\$ 2,134.87
Streets – Salaries			\$ 2,411.07
Sanitation – Salary			\$ 147.76
Parks – Salaries			\$ 8,333.45
Library – Salary			\$ 503.35
TOTAL			\$ 31,308.99
<u>2nd Penny</u>			
Blaha Gravel	Gravel		\$ 4,622.00
<u>WATER/SEWER</u>			
APH Wholesale	Parts for inventory		\$ 49.19
BY Water	Monthly bill		\$ 3,891.32
Luke Backhoe			\$ 354.71
Cretex Concrete	Extend culvert		\$ 148.16
Golden West	Monthly bill		\$ 44.34
Storm Drain	Payment		\$ 1,140.00
Allen Kocmich	Phone allowance		\$ 90.00
TOTAL			\$ 5,717.72
<u>AMBULANCE</u>			
A-Ox Welding	Oxygen		\$ 29.28
Crew	Feb-July		\$ 375.00
Cahoy's			\$ 12.00
Verizon	Phone		\$ 22.41
Golden West	Monthly bill		\$ 72.67
TOTAL			\$ 511.36
TOTAL EXPENSES			\$ 42,160.07

Motion by Kuhlman seconded by Tjeerdsma to accept the foregoing claims. All voted "aye". Motion carried.

The following receipts were presented for approval:

RECEIPTS FOR JULY 2004

City of Avon—water	\$ 4,785.51
City of Avon—late fees	\$ 65.04
City of Avon—sewer	\$ 1,976.00
City of Avon—sewer \$3 charges	\$ 737.00
City of Avon—garbage	\$ 2,764.00
City of Avon—tax	\$ 110.25
Water Deposit - Mike Pelton	\$ 50.00
Raja Rucktaeschel	\$ 50.00
Randy (Irene) Cahoy	\$ 50.00
Willis Schmierer	\$ 50.00

Marianne McCreight	\$	50.00
Ambulance - Medicare - Gramkow	\$	508.50
Dept. of Revenue— 1st Penney sales tax	\$	3,577.29
2nd Penney sales tax	\$	3,577.27
Storm Drain Transfer	\$	1,140.00
Pool Rec	\$	1,823.12
Rec Fees	\$	552.30
Money from Police Grant	\$	2,911.63
Dog Tags	\$	50.00
State of SD - Alcohol Tax	\$	705.41
Highway and Bridge Money (state)	\$	1,054.74
Bon Homme Co. Treasurer—General	\$	847.18
Prior Year	\$	38.07
Penalties	\$	17.94
Bank Franchise	\$	297.79
Motor Vehicle	\$	286.42
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	\$	28,075.46

Motion by B Reister and seconded by Beeson accept the foregoing receipts. All voted "aye". Motion carried.

Motion by Kuhlman and seconded by Beeson to change the September meeting to Tuesday September 7th due to the Holiday. All voted "aye". Motion carried.


Motion by Tolsma to have Mayor Bechtold sign the SDML Workmen's Compensation Fund Agreement and to pass the following Resolution.

BE IT RESOLVED that the City of Avon, County of Bon Homme

Shall become a member of the SDML Workers' Compensation Fund effective August 1, 2004 or as soon thereafter as possible in accordance with the By-Laws dated as of January 1, 1987; and be it further resolved that this resolution is pursuant to SDML 1-24, and the undersigned are hereby authorized to execute any and all necessary documents for the City of Avon, County of Bon Homme

To participate in accordance with said By-laws dated January 1, 1987, or as may be amended, and said By-Laws are incorporated by references herein and copy of said By-Laws and any amendments shall at all times be on file with the City Finance Officer.

Dated this the 2nd day of August, 2004


 Russell Bechtold - Mayor

ATTEST:



Carol Berndt
 City Finance Officer
 (SEAL)

Motion to adopt the foregoing resolution was seconded by B Reister. Roll call: Kuhlman, Tolsma, Tjeerdsma, B Reister, D Reister, and Beeson. All voted "aye". Motion carried. Bechtold and Berndt dated and signed the paper work.

The Council decided that the Pool would close the 22nd of August.

Mayor Bechtold on behalf of Ben Brandt requested a dance permit for October 2, 2004. Alderman Tolsma introduced the following resolution and moved its adoption.

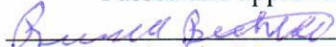
RESOLUTION PERMITTING USE OF ALCOHOLIC BEVERAGES

WHEREAS 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 person to consume or blend alcoholic beverages upon certain property which is owned by the public or 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 Ben Brandt and Cristy Markel for permission in accordance with the above said statute,

NOW THEREFORE, BE IT RESOLVED, that in accordance with SDCL 35-1-5.3, as amended, authorization is hereby given to Ben Brandt and Cristy Markel for the use of the Avon Legion Hall and to mix or blend and consume alcoholic beverages upon and within the aforesaid premises on the 10th day of October, 2004 between the hours of 9:00 p.m. and 1:00 a.m.

Passed and approved this the 2nd day of August 2004.


Russell Bechtold – Mayor


Carol Berndt – Finance Officer

Motion to adopt the foregoing resolution was seconded by B Reister. Roll call: Kuhlman, Tolsma, Tjeerdsma, B Reister, D Reister, and Beeson. All voted “aye”. Motion carried.

As advertised the city opened 2005 Garbage Hauling Bids. The city received only one bid from the current hauler Randy Myers for \$12.00 per pick-up. Motion by Kuhlman and seconded by Tjeerdsma to accept the bid and award a 5 year contract to Randy Myers. The hauler has the right to come to the Council annually prior to October 1st to ask for an increase if deemed necessary. All voted “aye”. Motion carried.

At this time Alderman Tolsma gave Ordinance #284 Ordinance Providing for Garbage Collection Service, first reading, seconded by Beeson. Roll call: Kuhlman, Tolsma, Tjeerdsma, B Reister, D Reister, and Beeson. All voted “aye”. Motion carried.

Motion by B Reister and seconded by Kuhlman to have the drainage ditch behind the ball field cleaned. All voted “aye”. Motion carried.

The Mayor informed the Council that this would be Bob and Donna Reister last meeting they would be attending. Motion by Tjeerdsma and seconded by Kuhlman to accept their resignations with regret, and thanked them for their years of service to the city, both on the Council and many other organizations. All voted “aye”. Motion carried.

Finance Officer Berndt hand out the first reading of the 2005 Budget Ordinance and the Council, Mayor and Finance Officer discussed the numbers. Some changes were made and consideration was made as to whether the Food Tax issue would pass.


Jack Brodeen left at 8:25 p.m. Orval Elliott left at 8:32 p.m. Roger Frey left at 8:45 p.m.

After discussion Motion by Kuhlman and seconded by B Reister to approve the first reading of the Annual Appropriation Ordinance # 285. Roll call: Kuhlman, Tolsma, Tjeerdsma, B Reister, D Reister, and Beeson. All voted “aye”. Motion carried.


Terry Schultz arrived at 9:00 p.m.

Terry gave the Council an update on those who plan to do curb and wondered if the city would consider given priority to those blocks in which the residents would put in the curb and gutter. The Council agreed with the thinking but thought that would require an ordinance and didn't want to do that.

As their last official act as City Council member motion by B Reister and seconded by D Reister to adjourn at 9:25 p.m. All voted “aye”. Motion carried.


Russell Bechtold - Mayor

ATTEST:


Carol Berndt
City Finance Officer
(SEAL)