

## Avon City Council Meeting

April 4, 2024

Mayor Kevin Tjeerdsma called the meeting to order at 7:00 p.m. with Alderman Muller, Berndt, Petrik, Dodge answering roll call. Also, present Finance Officer Tina Gramkow, Police Officer Ted Smith, Brad Voigt, Dennis Powers. By Zoom Bridgett Muller

All present recited the Pledge of Allegiance.

Moved by Berndt second by Petrik to approve the agenda with additions of School Contracts, City Wide Clean UP

Moved by Muller second by Dodge to approve the minutes of March 5<sup>th</sup> & March 20, 2024 with correction of payroll month from December to February & correct typo of on Shop report of values to valves.

Moved by Petrik, second by Berndt to approve the claims. All voting aye. Motion carried.

SD ONE CALL	11.55	March bill
A-1 GAS AND GO	82.02	Fuel Ambulance
SD DEPT OF AGRICULTURE	76.00	Applicator License
AMBILL ASSOCIATES	455.00	12/31/23 thru 3/1/2024
APPEARA	49.26	March bill
CITY OF AVON	207.07	Final bill #174
CITY OF AVON	20.00	Donation Chamber/petty cash
BARCO MUNICIPAL PRODUCTS INC	1569.32	Gutter broom/square post
BEESON REPAIR LLC	263.50	Crank Case Gasket
BENDER'S SEWER & DRAIN	905.00	Hanhole jetting
BEST PROPANE LLC	327.35	March Propane
BOUND TREE MEDICAL LLC	41.75	March Bill
BY WATER DISTRICT	3947.50	March Water
CABELAS CAPITAL ONE	2229.37	March bill
Erica Cahoy	100.00	Lifeguard Recertification
CAHOY SERVICE	130.00	March Bill
FARMER'S PRIDE	803.74	Fertilzer #15993
AVON FARMERS COOP	1318.26	March Bill
AVON FIRE DEPARTMENT	2500.00	Donation/match Land O'Lakes
GOLDEN WEST TELECOMMUNICATIONS	301.15	March bill
HEARTLAND ENVIRONMENTAL DISTRI	300.00	VS17 Barren 1x5gal pails #320
KENT LEHR	945.00	Attorney fees
LMV SOFTBALL	150.00	2024 softball fees
LMVC BASEBALL	150.00	2024 baseball fees
MYERS SANITATION	4459.05	March Garbage
Missy Myers	34.80	Refund water deposit
NORTHWESTERN ENERGY	2201.17	March bill
PECHOUS PUBLICATIONS LLC	240.94	March publishing
SD DEPT. OF HEALTH	61.00	March Bill
SCHULTZ RED-MIX LLC	697.77	March Bill
REEMPLOYMENT ASSISTANCE DIVISI	82.67	2024 1st Qaurter Reemployment
RON'S MARKET	3.58	March bill
USDA-RURAL DEVELOPMENT	1403.00	April Loan payment
S & K TRUCK REPAIR	150.99	Seat air spring/mirror bracket
SOUTH DAKOTA DEPT. OF REVENUE	319.57	March Sales tax
SOUTH DAKOTA DEPT. OF REVENUE	150.00	Alcoholic Beverage License App
SDML WORKERS' COMP FUND	921.99	2023 Audited Billing
TYNDALL MOTORS INC.	1694.74	Tahoe Repairs
US BANK TRUST N.A.	4967.84	Loan payment
US POST OFFICE	227.00	Postage
VERIZON WIRELESS	304.99	March Bill

March payroll: Mayor/council, \$1000.00; Library \$1690.00; Finance Office \$4176.25; Street Department \$623.36; Water Department \$2521.86; Sewer Department \$2535.29; Police \$4433.00; SDRS, \$2324.82; Health Pool of SD, \$5241.72; AFLAC, \$262.58; Beam Dental/Vision, \$303.67; IRS, \$3547.17

Motion by Dodge second by Muller to approve the receipts. Motion carried.

Water sales-\$11789.41; Sewer sales-\$5132.7; Garbage receipts-\$5581.38; Ambulance-\$1818.65; Dog & Cat Licenses-\$250.00; Building Permits- \$30.00; Peddlers Permit-\$100.00; Property Tax-\$14437.33; Sales

Tax-\$11450.97; 5% Motor Vehicle-\$858.27; Rec Fees-\$85.00; Special Assessments-\$362.25; other fees \$467.21

Library: financial report given, new computer & router

Streets: none

Recreation: Sign up April 21 at 7:00 pm in small gym, repair benches & do repairs to dugouts

Dump: passed inspection/city wide clean up

6 Delinquent Notice Sent/1 door hangers with shut off

Police Officer Report given would like to surplus 3 radios council said to donate to fire department

Motion by Petrik second by Berndt to have Code Enforcer send letters. Motion Carried

Clinic handicap entrance was discussed and decided to move further south for easier access.

Motion by Petrik second by Dodge to approve Resolution 2024-001 and set Hearing date of April 22, 2024 at 7:00 pm. Motion Carried

Motion by Dodge second by Muller to approve Malt Beverage & SD Farm Wine License Renewal for A-1 Gas & Go. Motion carried.

Motion by Petrik second by Muller to sign agreement with School in regards to softball fields rental. Motion Carried

City Wide Clean-up will be April 22 thru April 26, 2024.

Dog tag letters discussed Police Chief to visit individuals that did not respond to letter.

8:18 Motion by Dodge, second by Berndt to go into executive session.

8:44 Out of executive session.

Motion by Petrik second by Berndt hire summer help as follows: Motion Carried

Pool Manager Jennifer Liebel \$17.00 per hour

Assistant Pool Manager Angie Ferwerda \$15.00 per hour

Lifeguards: \$15.00 per hour Erica Cahoy, Mylie Bares

\$14.50 per hour Ella Small, Macy Voigt, Maesa Kuhlman

\$14.00 per hour Katherine Swier

\$15.00 Swimming Lessons Instructor Erica Cahoy

Coaches

8U Nathan Schultz \$650.00

Pee Wee Joe Sees \$950.00

Midgets Chris Broz \$650.00

8U & 10U Tiffany Pelton \$1400.00

12U Paul Kuhlman \$650.00 donates back to softball equipment

14U Ashton Simantel \$650.00

18U Tom Pier \$750.00

Motion by Petrik second by Dodge to purchase camera/speaker & extension for Zoom Meetings. Motion Carried.

8:50 on Motion by Dodge second by Muller to Adjourn.

Hearing/Special Meeting April 22, 2024 at 7:00 pm

Next regular meeting May 6, 2024 at 7:00 pm

Dated April 4, 2024

Attest \_\_\_\_\_

Kevin Tjeerdsma, Mayor

Attest \_\_\_\_\_

Tina Gramkow, Finance Officer

**RESOLUTION 2024- 001**  
**CITY OF AVON, SOUTH DAKOTA**

**A RESOLUTION DECLARING THE NECESSITY OF THE CONSTRUCTION AND IMPROVEMENT OF CURB AND GUTTER ON AND ALONG POPLAR STREET FROM SECOND AVENUE TO SD HIGHWAY 50 IN THE CORPORATE LIMITS OF THE CITY OF AVON, BON HOMME COUNTY, SOUTH DAKOTA**

WHEREAS pursuant to SDCL § 9-45-5 provides that any municipality shall have the power to provide for and regulate crosswalks, curbs, gutters, and drains; and

WHEREAS the Avon City Council determines that the peace, welfare, and safety of the people will be promoted and served by the construction and improvement of concrete curb and gutter along Poplar Street from Second Avenue to SD Highway 50 within the City of Avon; and

WHEREAS the City Of Avon has proposed a resolution of necessity; and

WHEREAS the City of Avon shall publish and mail said notices as required by SDCL § 9-43-83 & 84; and

WHEREAS the City of Avon is ready to proceed with the project and again declare the necessity to make the improvements.

NOW THEREFORE BE IT RESOLVED by the Avon City Council, of Avon, Bon Homme County, South Dakota that the convenience and necessity has arisen to improve substantially a portion of Poplar Street from Second Avenue to SD Highway 50, within the City of Avon, Bon Homme County, South Dakota by the addition of concrete curb and gutter as more fully specified on the plans and specification by the City's Engineer; and

BE IT FURTHER RESOLVED that the details, plans, and specifications for this work are on file with the Municipal Finance Officer at the Avon City Hall at 116 N. Main St., Avon, South Dakota and may be viewed at the City Finance Office during regular business hours; and

BE IT FURTHER RESOLVED that concrete material shall be used in the construction of the curb and gutter according to the plans and specifications prepared by engineers for the City of Avon, and on file in the office of the Municipal Finance Officer and open to public inspection and incorporated hereby; and

BE IT FURTHER RESOLVED that the cost of said project shall be assessed against all assessable lots and tracts of land, whether platted or un-platted, fronting or abutting thereon, according to the provisions of SDCL § 9-43-79 as to each of such lots or tracts herein stated below. After determining the amount of the total cost of said project, the same shall be assessed according to the provisions of SDCL 9-43-79, on a per-foot basis or square yard and/or as constructed quantity. The **estimated cost** of construction is as follows:

Curb & Gutter - \$26.00 L. FT of Frontage

All lots, whether intermediate or corner lots will be assessed by the number of linear feet and/or square yard as constructed quantity abutting upon the improvement. Costs for intersections will be paid by the City of Avon; and

BE IT FURTHER RESOLVED that the contractors who undertake to perform the work of the construction herein provided for shall be paid in cash from the City of Avon. The total cost shall include the contract price, all engineering, inspection, publication, fiscal, legal and all other expenses incidental thereto; and

BE IT FURTHER RESOLVED that the following is a description of the lots and the legal descriptions of the affected property fronting or abutting upon the affected streets which lots and property are to be assessed and levied by way of special assessment to pay for said improvement:

- Block 1 Meier's Addition
- Block 2 Meier's Addition
- Block 3 Meier's Addition
- East 100 feet of South 100 feet of N632 feet of Outlot L in NE1/4NW1/4 33-95-61 City of Avon
- South 50 feet of Outlot L in NE1/4NW1/4 33-95-61 City of Avon
- Lot 1 Block 23 Milwaukee Land Company 3<sup>rd</sup> Addition
- Lot 2 Block 22 Milwaukee Land Company 3<sup>rd</sup> Addition
- Lot 8, 9 & 10 Block 8 Schroder's 2<sup>nd</sup> Addition
- Lots 11, 12, 13 & 14 Block 8 Schroder's 2<sup>nd</sup> Addition
- Lot 1 of Outlot including Lot A in NE1/4NW1/4 33-95-61 City of Avon

- N1/2 Lot 12 and all Lots 13 & 14 Block 11 Schroder's 2<sup>nd</sup> Addition
- Lot A of Lot H1 Block 11 Schrodgers 2<sup>nd</sup> Addition fka Lot 15 Block 11 Schrodgers 2<sup>nd</sup> Addition
- South ½ Lot 12 Block 11 Schroder's 2<sup>nd</sup> Addition

BE IT FURTHER RESOLVED that the assessments above described shall be determined immediately upon filing of the Assessment Roll in the office of the Municipal Finance Officer of the City of Avon and divided into ten equal annual installments, which shall be payable under Plan One, with collection by the Bon Homme County Treasurer, as set forth in SDCL 9-43-102, et seq, as amended, and that all deferred installments shall bear no interest thereon.

BE IT FURTHER RESOLVED that the Finance Officer is directed to take such action as is necessary to carry out the intent of the resolution.

BE IT FURTHER RESOLVED that notice is hereby given that the above resolution will be considered for adoption at a meeting of the City Council of the City of Avon, South Dakota, to be held at the Avon City Hall located at 116 N Main Street in the City of Avon, South Dakota, on the 22 day of April 2024, at the hour of 7:00 P.M. CDT at which time the City council will take up and consider the objections, if any, to said resolution by owners of property liable to be assessed for the improvement and may adopt said resolution with or without amendments as it may deem proper. Details, plans, and specifications regarding the above project may be reviewed during regular office hours at the City Finance Office.

Dated this 4th day of April, 2024.

FOR THE CITY COUNCIL OF THE  
CITY OF AVON, SOUTH DAKOTA

\_\_\_\_Kevin Tjeerdsma\_\_\_\_\_

Kevin Tjeerdsma, Mayor

ATTEST:

\_\_\_\_Tina Gramkow\_\_\_\_\_

Tina Gramkow, Finance Officer