Official Minutes For

Avon, South Dakota – September 7, 2021

A regular meeting of the Avon City Council was held on the above date at the Avon City Building at 7:00. The roll call was taken. Present were Mayor Petrik, Alderman Berndt, Alderman Dodge, Alderman Tjeerdsma and Finance Officer Simmons. Also, present were Eric Ambroson, Dustin Brandt, Elizabeth Brandt, Matthew Counts, Chad Cuka, Alfred Dragg, Damon Griffith, Blake Harms from Brosz Engineering, Street Commissioner Al Kocmich, City Attorney Kent Lehr, Twila Lukkes, Ilene Muller, Allison Powers, Logan Powers, Brenda Roth, Roger Roth, Andrea Tjeerdsma, Kelly Tjeerdsma, Matt Tjeerdsma, Devin Tolsma, Jill Tolsma, County Commissioner Eddie Van Gerpen, Brad Voigt, and Penny Walrath.

The meeting was called to order by Mayor Petrik at 7:01 P.M.

All stood and said the pledge to the flag.

Motion by Alderman Berndt and seconded by Alderman Dodge to approve the agenda. Motion carried.

Motion by Alderman Tjeerdsma and seconded by Alderman Berndt to approve the minutes of last month’s meeting with the corrections discussed. Those corrections are shown in the Committee Reports section. Motion carried.

The following claims were presented for payment:

SD One Call (811) – message fees - $ 1.12

Ambill – ambulance billing - $ 35.00

Appeara – mats in Library and at Pool - $ 145.90

Avon Lumber – supplies - $ 246.38

Boundtree Medical – ambulance supplies - $ 259.68

BY Water – bulk water - $ 8,830.00

Code Enforcer – inspections/follow-ups - $ 558.10

Connecting Point – financial software - $ 10,000.00

District III – ½ admin fee for CDBG grant - $ 5,500.00

Farmers Coop – fuel - $ 1,227.96

Flower Shop – Zach Johnson - $ 50.00

Hawkins – pool chemicals - $ 1,727.00

Innovative Office Solutions – supplies - $ 316.74

Amber Jarabek – water deposit refund - $ 41.67

Kent Lehr – legal fees - $ 637.25

Jamie Meyer – Tristan Namminga/water main break - $ 1,372.50

Josh Rucktaeschel – Tristan Namminga/water main break - $ 236.01

Myers Sanitation – garbage collection - $ 3,946.00

Northwestern Energy – electricity - $ 2,449.01

Petty Cash – reimbursement - $ 63.00

Rapid City Journal – ad for Police Chief - $ 680.00

Ron’s Market – miscellaneous - $ 72.23

SD Dept. of Health – water testing - $ 15.00

SD Dept. of Revenue – garbage tax - $ 520.54

Tyndall Ace Hardware – supplies - $ 39.05

Verizon – cell/business phones - $ 478.67

Payroll for the Mayor and City Council - $ 915.00

Payroll for the Finance Office – $ 2,446.88

Payroll for the Police – $ 1,168.33

Payroll for the Library – $ 990.90

Payroll for the Public Works – $ 5,218.59

Motion by Alderman Berndt and seconded by Alderman Dodge to pay the foregoing claims. Motion carried.

The following receipts were presented:

Ambulance $ 1,589.56

BB fee 70.00

Building Permit 10.00

Dean’s Bullet Proof Vest 1.00

Concessions Taken By School 226.76

DENR loans 44,041.00

Dog Tags 190.00

Garbage Collection 4,385.43

Garbage Tax 289.42

Mobile Homes 237.39

Motor Vehicle Licenses 2,343.87

NSF fee 30.00

Penalties and Interest 125.20

Pipes for Keith Raysby 570.00

Pool Concessions 369.27

Pool Pass 192.00

Property Tax (Current) 4,943.74

Property Tax (Prior Years) 534.57

SDRS refund 359.42

Sewer 4,144.25

Sewer Surcharge 772.20

State Sales Tax 31,045.20

Water 17,061.01

Water deposit 200.00

Water Surcharge 934.74

Motion to approve by Alderman Tjeerdsma and seconded by Alderman Dodge. Motion carried.

**Committee reports** –

Alderman Berndt said that Blake would discuss the streets during his presentation.

Alderman Dodge said that he had noticed that people have been throwing inappropriate items in the dump again.

Alderman Tjeerdsma said the library summer reading program went very well this year. He read an update regarding what the library has been up to written by Mary Hurd.

Mayor Petrik asked the FO about the pool status. The survey of the BB field has to be done before the deed can be transferred to us. Randy Kittle will then proceed with the grant. Renosys has been contacted and the date for the installation of the liner and the top has been postponed until spring of 2022.

FO Simmons was informed of some errors in the minutes by one of the aldermen. This was brought to the attention by Bridgette Muller. I will address them. I misspelled her name when I listed her as being present at the August meeting. I have corrected that and I do apologize. She also pointed out that Dennis Dodge was not here and a correction needed to be made. I made the assumption that since I did not include him in the list of aldermen present, anyone reading the minutes would know he was absent. That is standard practice and is also up to the individual writing the minutes. She also brought up the fact that she had questioned the licensing of Matthew Count’s dogs at the meeting. This she brought up during a side conversation with Matt Tjeerdsma and Damon Griffith. I do not, and cannot, possibly publish everything that is said among people at the meeting, so I focus on what business is discussed with the council. That is why the council made the decision to limit each subject brought up to only 5 minutes.

Finally, she mentioned that I should not have brought up what she does nor where she works. She told the alderman that I must have gotten it off an email she sent me. She is correct. First, the fact that she is in HR is relevant to the subject that was being discussed. Next, if she doesn’t want anyone to know where she works, she should not send that information in a public email. Finally, I did not mention the business name, I simply said a Springfield business. That city has more than one.

**Public Time** –

Blake Harms from Brosz Engineering was here to discuss Pay Application 3 and a change order for a time extension requested by BX Civil, the general contractor. Motion by Alderman Berndt and seconded by Alderman Dodge for the mayor to sign the Pay Application 3 and to give BX Civil a 7-day extension. Motion carried.

Eric Ambroson from Planning District III was here to discuss his views on the extension and to give the council a spreadsheet containing the various costs associated with Slowey Construction.

Ilene Muller brought up an error in payment to Myers Sanitation. The FO told her that they had not been overpaid, they received a check for 2 months in July. Somehow it got in the system that way, and to save time and paperwork, it was written on the check that it was for 2 months. We did not pay them in August. This month, they are getting paid as usual. She then read a letter from Bridgette Muller, her daughter, that thanked the mayor for all he has done for the community. She then read a letter, or sounded like she was, I could not tell, about the code enforcement. She said that all should have to abide by the same rules or no one should have to.

**Old Business** -

The second reading of the Cannabis Ordinance 346 was made. Kent Lehr, the city attorney discussed the document with the council and offered some options regarding the main points. He also had an application for a dispensary that he offered to send the FO. Motion by Alderman Tjeerdsma and seconded by Alderman Berndt to adopt. Motion carried.

**New Business -**

Roger Brandt submitted a plat to the city for their approval. Motion by Alderman Berndt and seconded by Alderman Dodge to approve. Motion carried.

All members of the public were asked to leave so that the council could go into Executive Session.

The next meeting is Monday, October 4th at 7:00 PM.

Motion by Alderman Berndt and seconded by Alderman Tjeerdsma to adjourn. Motion carried.

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Mike Petrik

Mayor

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Twyla Simmons

City Finance Officer