

**AGENDA  
CITY OF MILLER  
TUESDAY, JUNE 20, 2023  
7:00 P.M.**

*The City of Miller is an equal opportunity employer.*

**Call to Order  
Pledge of Allegiance**

**Approval of Agenda  
Approval of Minutes ..... pgs. 1 - 4**

**Public Input**

**New Business**

1. Aubrey DeHaai – Swim Club
2. Ted Huss – Police Taser..... pgs. 5 - 11
3. Northview Drive – Sewer Installation
4. July 3<sup>rd</sup> Meeting – Quorum?
5. New SDCL – Public Input
6. Building Permits
  - Jennifer Templeton – covered deck

**Unfinished Business**

7. Insurance Proposals
8. Electric Department Employee

**Approval of Bills**

**Correspondence**

Titan Machinery letter .....pg. 12

**Adjourn**

Public comments are welcomed during public input, but no action can be taken by the Council on comments received at this meeting. Anyone wishing to have the Council vote on an item should call the Finance Office at 853-2705 by 5:00 p.m. on the Wednesday preceding the next scheduled meeting to be placed on the agenda.

**CITY OF MILLER  
CITY COUNCIL MEETING  
JUNE 5, 2023**

*The City of Miller is an equal opportunity employer.*

The City Council met in regular session at city hall at 5:00 p.m. on Monday, June 5, 2023, due to a funeral at 7:00 p.m.

**MEMBERS PRESENT:** Mayor Tom McGough, Aldermen: Dale Hargens, Will Jones, and Patrick Price and Alderwomen: Susan Hargens and Tammy Lichy. Absent: Mike Wetz.

**CALL TO ORDER:** Mayor McGough called the meeting to order.

Pledge of Allegiance was said by all present.

Mayor McGough thanked everyone for their flexibility to meet earlier to allow some members to attend a funeral at 7:00.

**AGENDA:** Motion by Alderwoman Lichy, seconded by Alderman Hargens to approve the agenda. All members voted aye. Motion carried.

**MINUTES:** Motion by Alderman Price, seconded by Alderwoman Lichy to approve the minutes for the regular meeting held on May 15, 2023. All members voted aye. Motion carried.

**Public Input:** Joe Beranek was present on behalf of the Outlaw Baseball Association to thank the city for their partnership with fixing up the ballpark. He especially wished to thank Dustin Graham for help with the new lights, which are really nice and the scoreboard. Also, thank you to Roger Haberling for a ton of work and the city for replacing the sinks and toilets in the restrooms. Per Beranek, the ball program has really grown in the past few years. Mayor McGough also expressed his appreciation to the ball association for the fundraising and organization that has helped with all the improvements.

**Department Head Reports**

Ron Hofstiezer has ordered dust control for the dump ground road due to the speed and amount of traffic. The end of June is the best time to apply the magnesium chloride so that it will last through harvest season. City wide cleanup is Thursday and Friday. It is intended for the elderly and those unable to take their items to the county dump.

**UNFINISHED BUSINESS**

**Northview Drive – Tim Haiar:** Mayor McGough, Patrick Price, and Sheila Coss contacted the city attorney regarding how the city ordinances are written for road construction and maintenance. The current codes are contradictory within Chapter 34. This chapter will be reviewed, and a new ordinance will be voted on at a later date. Northview Drive will be constructed by the city prior to the Haiar family starting construction on their new home. Ron Hofstiezer and Tim Haiar will need to have further discussion on the width and length of the street, and city engineers will be contacted. Tim Haiar will contact Mike Beaner about the current ownership of Northview Drive, and a deed to the city may be needed.

**NEW BUSINESS**

**Tanner DeHaai - Chickens:** Tanner DeHaai presented the Sioux Falls and Brandon, SD ordinances regarding chickens within city limits. Tanner feels that 6-10 chickens would be okay as long as the owner keeps them contained on their own property, keeps the area clean, and no roosters are allowed. Kids would learn responsibility while caring for chickens and can use them for 4-H projects. Motion by Alderman Hargens, seconded by Alderwoman Lichy to defer this topic to the Planning and Zoning committee to review the current ordinances. All members voted aye. Motion carried.

**Micro-Comm Contract:** Motion by Alderwoman Hargens, seconded by Alderman Price to sign the 2023 Micro-Comm contract renewal. All members voted aye. Motion carried.

**Water/Sewer Project:** Motion by Alderman Price, seconded by Alderman Hargens to approve TLC Olson Construction Pay Request No. 21 for \$52,367.02. All members voted aye. Motion carried. Motion by Alderwoman Hargens, seconded by Alderman Jones to approve TLC Olson

Change Order # 9. All members voted aye. Motion carried. Motion by Alderman Hargens, seconded by Alderman Price to approve SPN invoices 31372 and 31377-31379 for a total of \$41,516.54. All members voted aye. Motion carried.

**Special Council Meeting - Insurance:** Motion by Alderman Hargens, seconded by Alderwoman Hargens to have a special meeting June 12 at 7:00 p.m. to review proposals by American Trust Insurance and South Dakota Public Assurance Alliance. All members voted aye. Motion carried.

**Pool Fundraising:** Patrick Price has been working to get the pool fundraising back on track after seeing the poor condition of the pool. There were major cracks that needed to be fixed before the pool could be filled for the year. The city is not supposed to be a part of the fundraising committee, but he is getting a few people lined up to start the process. Hand County Health and Wellness would be willing to handle the funds raised so that the donations can be tax deductible. They have already received at least one donation for the pool. Motion by Alderman Price, seconded by Alderwoman Lichty to commit \$500,000 of city funds for the pool project. All members voted aye. Motion carried. The city will look into new engineering from a couple of companies as the prior estimates are from 2021.

**Storm Shelter at the Ballpark:** Motion by Alderman Price, seconded by Alderwoman Hargens to enter into the planning phase to apply for a FEMA grant to build a storm shelter/bathhouse at the ballpark. All members voted aye. Motion carried. Brett Runge stated that CDI would do the grant proposal work for approximately \$4,000. Joe Beranek stated that they plan to have someone take pictures with their drone on June 26<sup>th</sup> to show how many people are at the ballpark during summer evenings. The city will also contact Hand County Emergency Management to look into a siren for the area between the ball diamonds and the 4-H grounds.

**Special Event Liquor License:** Motion by Alderman Hargens, seconded by Alderwoman Lichty to approve a special event liquor license for Turtle Creek Saloon to serve alcohol at the community center on June 10<sup>th</sup> and Willies Bar & Grill to serve alcohol at the community center on June 17<sup>th</sup>. All members voted aye. Motion carried.

**Special Camper Site Permit Application:** Motion by Alderman Price, seconded by Alderwoman Lichty to approve the special camper permit for extended stays of 30 days or more. All members voted aye. Motion carried.

**Electric Department Employee:** The Utility Committee presented the need for a third employee in the electric department. Motion by Alderwoman Hargens to advertise for the position died for lack of a second. Alderwoman Lichty still has concerns about the budget. She will visit with Dustin Graham, and this will be put on the June 20<sup>th</sup> agenda.

Mayor McGough left the meeting to attend a funeral. Vice President S. Hargens stepped in to preside over the meeting.

**Approval of Bills:** Motion by Alderman Price, seconded by Alderman Hargens to approve the bills for payment. All members voted aye. Motion carried.

**EXECUTIVE SESSION:** Motion by Alderman Price, seconded by Alderwoman Lichty to go into executive session for personnel matters pursuant to SDCL 1-25-2(1) at 6:45 p.m. All members voted aye. Motion carried. Vice President Hargens returned the meeting to regular session at 7:35.

**Personnel:** Motion by Alderman Price, seconded by Alderman Hargens to approve the probationary raise of \$1.00/hour for Ted Huss retroactive to May 15<sup>th</sup>. All members voted aye. Motion carried.

Motion by Alderwoman Lichty, seconded by Alderman Jones to adjourn the meeting. There being no further business, the meeting was adjourned at 7:37 p.m. All members voted aye. Motion carried.

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Tom McGough, Mayor

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Sheila Coss, Finance Officer

LEGAL NOTICE OF RECEIPT

Copy of the official proceedings

was received on: \_\_\_\_\_

Published once at the

approximate cost of: \_\_\_\_\_

**Bills June 2023 (1)**

BDS	Garbage	350.00
Border States	Supplies	2,183.48
Borns Group	Supplies	1,752.00
Builders Solutions	Supplies	72.48
Butler Machinery	Inspection	1,739.31
City Utilities	Utilities	9,839.92
DGR Engineering	Prof Fees	2,423.00
Equipment Blades	Supplies	2,236.72
Fischer Plumbing	Repairs	369.47
Fritzsche, Dan	Reimb.	141.00
Graham, Dusting	Reimb.	28.00
Haberling, Roger	Reimb.	243.18
Hoftiezer, Ronald	Reimb.	30.00
House of Glass	Hinges	114.44
Hughes Electric	Wire	1,220.08
Keeter, Chris	Reimb-AED	110.00
Kessler's	Supplies	16.49
Letsche, Devin	Reimb.	136.00
Micro-Comm	Prof Fees	4,675.00
Miller School	Agreement	2,550.00
Napa	Parts	50.96
Northwest Pipe	Supplies	23.42
Oakley Farm & Ranch	Supplies	70.89
OHED	80% BBB	3,112.82
Orv's Yard Service	Service	320.90
Postmaster	Postage	350.00
Pro Contracting	Prof Fees	90.00
SDARWS	Dues	590.00
SD DSS	Energy Assist.	693.58
SDML	Regist.	60.00
SD SOS	Fee	30.00
Servall	Service	112.01
Share Corp	Supplies	552.20
SPN	Prof Fees	41,516.54
Stuart C Irby	Probe-Tec Kit	1,005.00
TLC Olson Construction	Ph.III Construction	52,367.02
Twin Valley Tire	Repairs	77.00
Under the Sun Rental	Rental	26.50
Wheels & Meals	Donation	2,500.00
	Accounts Payable Total	<u>\$133,779.41</u>

<b>Payroll Salary plus</b>		5/25/2023, 5/31/2023,		
<b>Benefits by Department:</b>		6/01/2023		
Department		w/o OT	OT	Total
41101	COUNCIL	3,977.70	0.00	3,977.70
41402	FINANCE OFFICE	3,314.60	0.00	3,314.60
41902	BUILDING	378.39	0.00	378.39
42101	POLICE	11,486.81	632.40	12,119.21
43101	STREET	7,274.74	195.22	7,469.96
43201	SEWER	5,761.06	213.57	5,974.63
43305	WATER	6,013.51	213.57	6,227.08
43403	ELECTRIC	11,105.55	392.34	11,497.89
45101	BALLPARK	1,207.83	0.00	1,207.83
45202	PARK	882.78	0.00	882.78
45103	POOL	2,026.21	0.00	2,026.21
		<u>\$53,429.18</u>	<u>\$1,647.10</u>	<u>\$55,076.28</u>

**CITY OF MILLER  
CITY COUNCIL MEETING  
JUNE 12, 2023**

*The City of Miller is an equal opportunity employer.*

The City Council met in special session at city hall at 7:00 p.m. on Monday, June 12, 2023.

**MEMBERS PRESENT:** Mayor Tom McGough, Aldermen: Dale Hargens, Will Jones, Patrick Price, and Mike Wetz. Alderwomen: Susan Hargens and Tammy Lichty.

**CALL TO ORDER:** Mayor McGough called the meeting to order.

Pledge of Allegiance was said by all present.

**AGENDA:** Motion by Alderman Price, seconded by Alderman Wetz to approve the agenda. All members voted aye. Motion carried.

**PUBLIC INPUT**

Alderman Wetz read email correspondence with Sheila Coss regarding setting up the special meeting to hear from American Trust Insurance and SD Public Assurance Alliance.

**NEW BUSINESS**

**Insurance Proposals:** Joe Beranek and Steve Lincoln, American Trust Insurance, were present to answer questions about the proposal they presented to the finance committee on May 24<sup>th</sup>. Lynn Bren presented her proposal for SD Public Assurance Alliance, who the city has been a member with since 1991, to the board. The premium for American Trust Insurance is \$76,717.57. SDPAA premium is \$73,933.10. Motion by Alderman Price, seconded by Alderman Wetz to table a decision until the board can do more research. All members voted aye. Motion carried. Sheila Coss, finance officer, and Lindsey Riter-Rapp, city attorney will review both policies to compare coverage, deductibles, and benefits.

Motion by Alderman Price, seconded by Alderman Hargens to adjourn the meeting. There being no further business, the meeting was adjourned at 8:46 p.m. All members voted aye. Motion carried.

\_\_\_\_\_  
Tom McGough, Mayor

\_\_\_\_\_  
Sheila Coss, Finance Officer

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# 5-YEAR USEFUL LIFE RECOMMENDATION



## WHY WE HAVE IT

AXON HAS ISSUED A 5-YEAR USEFUL LIFE RECOMMENDATION FOR ALL TASER WEAPONS. HERE'S WHY:

- 1 High voltage electronic components wear out over time and may not operate as expected
- 2 Weapons that are more than 5 years old are 2x more likely to fail in the field

TASER CEWs are part of the AXON ecosystem.

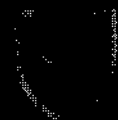
## WHAT IT MEANS FOR YOU



This recommendation is **NOT** an expiration date, but guidance only



5-year useful life recommendations are common in the industry for other products like body armor



A \$10 million liability insurance policy is extended to all of our customers, but won't cover worn-out components older than 5 years\*

## HOW YOU CAN STAY CURRENT



We offer several payment plans to upgrade to new weapons and follow the 5-year guidelines



Contact your TASER sales representative or the customer service team if you have any questions



\*-however, in the event that a TASER CEW fails due to a worn-out electronic component that is older than 5 years, our insurance would not cover this claim, and AXON would not be liable for any resulting injuries.

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**Axon Enterprise, Inc.**  
 17800 N 85th St.  
 Scottsdale, Arizona 85255  
 United States  
 VAT: 86-0741227  
 Domestic: (800) 978-2737  
 International: +1.800.978.2737

Q-489243-45083.930NK  
 Issued: 08/08/2023  
 Estimated Contract Start Date: 08/15/2023  
 Account Number: 319649  
 Payment Terms: N30  
 Delivery Method:

SHIP TO	BILL TO
Delivery: Invoice- 120 W 1st St 120 W 1st St Miller, SD 57362-1709 USA	Miller Police Department - SD 120 W 1st St Miller SD 57362-1709 USA Email:

SALES REPRESENTATIVE	PRIMARY CONTACT
Nicholas Kirk Email: nkirk@axon.com Fax:	Ted Huss Email: ted.huss@cityofmiller.com Fax: (605) 853-2551

**Quote Summary**

Program Length	60 Months
<b>TOTAL COST</b>	\$41,958.40
<b>ESTIMATED TOTAL W/ TAX</b>	\$41,958.40

**Discount Summary**

Average Savings Per Year	\$689.76
<b>TOTAL SAVINGS</b>	\$3,448.80

**Payment Summary**

Date	Subtotal	Tax	Total
Jul 2023	\$2,391.68	\$0.00	\$2,391.68
Jul 2024	\$2,391.68	\$0.00	\$2,391.68
Jul 2025	\$2,391.68	\$0.00	\$2,391.68
Jul 2026	\$2,391.68	\$0.00	\$2,391.68
Jul 2027	\$2,391.68	\$0.00	\$2,391.68
<b>Total</b>	<b>\$11,858.40</b>	<b>\$0.00</b>	<b>\$11,858.40</b>

# Pricing

All deliverables are detailed in Delivery Schedules section lower in proposal

Quote Unbundled Price: \$15,407.20  
 Quote List Price: \$12,328.00  
 Quote Subtotal: \$11,958.40

Item	Description	Qty	Term	Unbundled	List Price	Net Price	Subtotal	Tax	Total
<b>Program</b>									
T7Basic	2021 Taser 7 Basic Bundle	4	60	\$58.83	\$46.00	\$44.46	\$10,670.40	\$0.00	\$10,670.40
<b>A.18 Cattle Hardware</b>									
22176	TASER 7 LIVE CARTRIDGE, CLOSE QUARTERS (12-DEGREE) NS	16			\$40.25	\$40.25	\$644.00	\$0.00	\$644.00
22175	TASER 7 LIVE CARTRIDGE, STANDOFF (3-DEGREE) NS	16			\$40.25	\$40.25	\$644.00	\$0.00	\$644.00
<b>Total</b>							<b>\$11,958.40</b>	<b>\$0.00</b>	<b>\$11,958.40</b>



# Delivery Schedule

## Hardware

Bundle	Item	Description	QTY	Estimated Start Date	Estimated End Date
2021 Taser 7 Basic Bundle	20008	TASER 7 HANDLE, YLW, HIGH VISIBILITY (GREEN LASER), CLASS 3R	4	07/15/2023	07/15/2023
2021 Taser 7 Basic Bundle	20018	TASER BATTERY PACK, TACTICAL	4	07/15/2023	07/15/2023
2021 Taser 7 Basic Bundle	20160	TASER 7 HOLSTER - SAFARILAND, RH+CART CARRIER	4	07/15/2023	07/15/2023
2021 Taser 7 Basic Bundle	70033	WALL MOUNT BRACKET ASSY, EVIDENCE COM DOCK	1	07/15/2023	07/15/2023
2021 Taser 7 Basic Bundle	71019	NORTH AMER POWER CORD FOR AB3 8-BAY, AB2 1-BAY / 6-BAY DOCK	1	07/15/2023	07/15/2023
2021 Taser 7 Basic Bundle	74200	TASER 6-BAY DOCK AND CORE	1	07/15/2023	07/15/2023
2021 Taser 7 Basic Bundle	80087	TASER TARGET, CONDUCTIVE PROFESSIONAL (RUGGEDIZED)	1	07/15/2023	07/15/2023
2021 Taser 7 Basic Bundle	80090	TARGET FRAME, PROFESSIONAL, 27.5 IN. X 7.5 IN., TASER 7	1	07/15/2023	07/15/2023
2021 Taser 7 Basic Bundle	22175	TASER 7 LIVE CARTRIDGE, STANDOFF (3.5-DEGREE) NS	16	07/15/2023	07/15/2023
Ala Carte	22176	TASER 7 LIVE CARTRIDGE, CLOSE QUARTERS (12-DEGREE) NS	16	07/15/2023	07/15/2023

## Software

Bundle	Item	Description	QTY	Estimated Start Date	Estimated End Date
2021 Taser 7 Basic Bundle	20248	TASER 7 EVIDENCE.COM LICENSE	4	08/15/2023	08/14/2028
2021 Taser 7 Basic Bundle	20248	TASER 7 EVIDENCE.COM LICENSE	1	08/15/2023	08/14/2028

## Warranties

Bundle	Item	Description	QTY	Estimated Start Date	Estimated End Date
2021 Taser 7 Basic Bundle	80374	EXT WARRANTY, TASER 7 BATTERY PACK	4	07/15/2024	08/14/2028
2021 Taser 7 Basic Bundle	80395	EXT WARRANTY, TASER 7 HANDLE	4	07/15/2024	08/14/2028
2021 Taser 7 Basic Bundle	80396	EXT WARRANTY, TASER 7 SIX BAY DOCK	1	07/15/2024	08/14/2028

# Payment Details

## Jul 2023

Invoice Plan	Item	Description	Qty	Subtotal	Tax	Total
Year 1	22175	TASER 7 LIVE CARTRIDGE, STANDOFF (3.5-DEGREE) NS	16	\$128.80	\$0.00	\$128.80
Year 1	22176	TASER 7 LIVE CARTRIDGE, CLOSE QUARTERS (12-DEGREE) NS	16	\$128.80	\$0.00	\$128.80
Year 1	T7Basic	2021 Tasar 7 Basic Bundle	4	\$2,134.08	\$0.00	\$2,134.08
<b>Total</b>				\$2,391.68	\$0.00	\$2,391.68

## Jul 2024

Invoice Plan	Item	Description	Qty	Subtotal	Tax	Total
Year 2	22175	TASER 7 LIVE CARTRIDGE, STANDOFF (3.5-DEGREE) NS	16	\$128.80	\$0.00	\$128.80
Year 2	22176	TASER 7 LIVE CARTRIDGE, CLOSE QUARTERS (12-DEGREE) NS	16	\$128.80	\$0.00	\$128.80
Year 2	T7Basic	2021 Tasar 7 Basic Bundle	4	\$2,134.08	\$0.00	\$2,134.08
<b>Total</b>				\$2,391.68	\$0.00	\$2,391.68

## Jul 2025

Invoice Plan	Item	Description	Qty	Subtotal	Tax	Total
Year 3	22175	TASER 7 LIVE CARTRIDGE, STANDOFF (3.5-DEGREE) NS	16	\$128.80	\$0.00	\$128.80
Year 3	22176	TASER 7 LIVE CARTRIDGE, CLOSE QUARTERS (12-DEGREE) NS	16	\$128.80	\$0.00	\$128.80
Year 3	T7Basic	2021 Tasar 7 Basic Bundle	4	\$2,134.08	\$0.00	\$2,134.08
<b>Total</b>				\$2,391.68	\$0.00	\$2,391.68

## Jul 2026

Invoice Plan	Item	Description	Qty	Subtotal	Tax	Total
Year 4	22175	TASER 7 LIVE CARTRIDGE, STANDOFF (3.5-DEGREE) NS	16	\$128.80	\$0.00	\$128.80
Year 4	22176	TASER 7 LIVE CARTRIDGE, CLOSE QUARTERS (12-DEGREE) NS	16	\$128.80	\$0.00	\$128.80
Year 4	T7Basic	2021 Tasar 7 Basic Bundle	4	\$2,134.08	\$0.00	\$2,134.08
<b>Total</b>				\$2,391.68	\$0.00	\$2,391.68

## Jul 2027

Invoice Plan	Item	Description	Qty	Subtotal	Tax	Total
Year 5	22175	TASER 7 LIVE CARTRIDGE, STANDOFF (3.5-DEGREE) NS	16	\$128.80	\$0.00	\$128.80
Year 5	22176	TASER 7 LIVE CARTRIDGE, CLOSE QUARTERS (12-DEGREE) NS	16	\$128.80	\$0.00	\$128.80
Year 5	T7Basic	2021 Tasar 7 Basic Bundle	4	\$2,134.08	\$0.00	\$2,134.08
<b>Total</b>				\$2,391.68	\$0.00	\$2,391.68

Tax is estimated based on rates applicable at date of quote and subject to change at time of invoicing. If a tax exemption certificate should be applied, please submit prior to invoicing.

### Standard Terms and Conditions

Axon Enterprise Inc. Sales Terms and Conditions

#### Axon Master Services and Purchasing Agreement:

This Quote is limited to and conditional upon your acceptance of the provisions set forth herein and Axon's Master Services and Purchasing Agreement (posted at [www.axon.com/legal/sales-terms-and-conditions](http://www.axon.com/legal/sales-terms-and-conditions)), as well as the attached Statement of Work (SOW) for Axon Fleet and/or Axon Interview Room purchase, if applicable. In the event you and Axon have entered into a prior agreement to govern all future purchases, that agreement shall govern to the extent it includes the products and services being purchased and does not conflict with the Axon Customer Experience Improvement Program Appendix as described below.

#### ACEIP:

The Axon Customer Experience Improvement Program Appendix, which includes the sharing of de-identified segments of Agency Content with Axon to develop new products and improve your product experience (posted at [www.axon.com/legal/sales-terms-and-conditions](http://www.axon.com/legal/sales-terms-and-conditions)), is incorporated herein by reference. By signing below, you agree to the terms of the Axon Customer Experience Improvement Program.

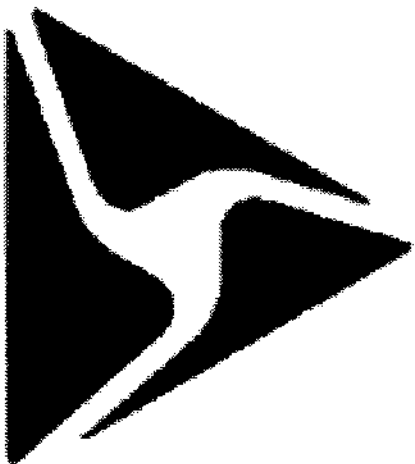
#### Acceptance of Terms:

Any purchase order issued in response to this Quote is subject solely to the above referenced terms and conditions. By signing below, you represent that you are lawfully able to enter into contracts. If you are signing on behalf of an entity (including but not limited to the company, municipality, or government agency for whom you work), you represent to Axon that you have legal authority to bind that entity. If you do not have this authority, please do not sign this Quote.

Signature

Date Signed

6/6/2023



# **TITAN MACHINERY**

Power & Precision to Grow™

Titan Machinery - Miller  
1410 N Broadway Ave  
Miller, SD 57362  
605-937-5267

City of Miller  
120 W 2nd St  
Miller SD 57362

6/6/2023

Dear City of Miller,

Thank you for your recent purchase of a Pro 652 Ariens lawnmower from Titan Machinery. Our team wants you to be completely satisfied with us, your purchase decision, and with the performance of the equipment. Our top priority is ensuring that the equipment you purchased was received in the condition that you expected it to be in and is performing well. If you have any concerns with your equipment purchase, your purchase experience, or Titan Machinery please contact one of us and we will be sure to follow-up as quickly as possible.

Again, thank you for your purchase from Titan Machinery. We greatly appreciate your business and the opportunity to serve you. Our team is committed to providing you maximum Uptime for your equipment.

Sincerely,



Damon Brueggeman  
Equipment Sales Consultant  
Titan Machinery Miller  
605-530-1748  
damon.brueggeman@titanmachinery.com



Tadd Engelmann  
Service Manager  
Titan Machinery Miller  
605-937-5267  
tadd.engelmann@titanmachinery.com



Jared Brueggeman  
General Manager  
Titan Machinery Miller  
605-870-6422  
jared.brueggeman@titanmachinery.com