

**CITY OF MILLER**  
**CITY COUNCIL MEETING**  
**SEPTEMBER 3, 2024**

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

The City Council met in regular session at city hall at 7:00 p.m. on Tuesday, September 3, 2024.

**MEMBERS PRESENT:** Mayor Tom McGough, Aldermen: Dale Hargens, Will Jones, Patrick Price, Gale Auch, and Landon Gab and Alderwoman Susan Hargens.

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

Pledge of Allegiance was said by all present.

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

**MINUTES:** Motion by Alderman Price, seconded by Alderman Jones to approve the minutes as printed for the regular meeting held on August 19, 2024. All members voted aye. Motion carried.

**Public Input:** Pastor Will Page thanked all who made the pastors' party in the park successful.

**Department Head Reports**

Dustin Graham, electric superintendent, explained that the warning siren is aging, and parts are beginning to fail. New parts have been ordered to fix and help troubleshoot the problem; however, the radio system used to engage the siren is obsolete and in need of updates. Graham went on to inform the council that the pole testing for the transmission line performed by Osmose, Peachtree City, GA, went well. The crossarms at the top of the pole will be inspected next, but Graham is confident that the city can hold off on doing a transmission line project which will allow time to save more money for it. Alderman Price asked what the city's long-term plan was for the land on which the old substation sits once it is fully retired and cleared out. Graham has been in contact with the school and plans on giving it back to the school.

**NEW BUSINESS**

**Cindy Wieseler – sidewalks:** Peggy Heezen and Rod & Cindy Wieseler were present to bring a few matters to the council's attention. Cindy is an avid walker and has used the sidewalks of Miller for 30+ years. To her dismay, several sidewalks have been neglected over the years and many need repair and/or replacement. She has witnessed people in wheelchairs forced to use the streets and highway because sidewalks are unsafe or inaccessible. Cindy politely requested the council to form a plan to make all sidewalks inside city limits accessible to the citizens especially children, the elderly, and the handicapped. Alderman Price cited Section 32-125 of the Code of Ordinances: the property owner is responsible to keep sidewalks in good repair. More discussion was held about potential solutions.

She went on to discuss properties in her neighborhood. Property owners feel forgotten when it comes to improvements and nuisances. Draining is an issue, streets are yet to be paved, and property along East 10<sup>th</sup> Avenue is accumulating junk and tall weeds. The homes in the Heezen/Wieseler neighborhood are valued higher than some and deserve to have the same improvements and code enforcement as those homes of lesser value. Alderman Price said the city aspires to have every street inside city limits paved or oiled. Ron Hoftiezer, street superintendent, has been saving base course to oil 5 blocks all at once on East 10<sup>th</sup> Avenue, East 5<sup>th</sup> Street, and East 11<sup>th</sup> Avenue. Finally, Cindy thanked the city police department and county law enforcement. They do a great job, and she appreciates feeling safe when walking around the community.

**Track Skid Steer Rental:** Only one quote is available. Mayor McGough moved this item to the next meeting.

**Insurance Renewals:** Motion by Alderman Price, seconded by Alderman Jones to approve and renew property and liability coverage along with cyber security insurance with **American**

**Trust Insurance** for property and liability as quoted for \$91,584.00, which includes coverage for terrorism for \$1,598.00, and cyber insurance as quoted for \$1,883.87. All members voted aye. Motion carried. There was an overall increase of about 10% for property and liability as compared to last year. Motion by Alderwoman Hargens, seconded by Alderman Auch to approve and renew a three-year policy with **Insurance Benefits** for airport property and liability insurance as quoted for \$1,551.00 per year. All members voted aye. Motion carried.

**1<sup>st</sup> Reading Ordinance #755 – Zoning:** Mayor McGough read the first reading of Ordinance #755 – Zoning. The amended ordinance will address building permits required for structures greater than or equal to 100 square feet, and Sec. 40-301 will be added to define stipulations concerning accessory buildings and structures.

**Code of Ordinances, Chapter 34:** Mayor McGough would like the department heads to review Chapter 34, Article IV Improvements for accuracy. Changes will be discussed and assurance from the developer of any subdivision may be implemented.

**Phase IV Water Utility Project:** Motion by Alderman Hargens, seconded by Alderman Gab to approve payment of **SPN Invoices 34404-34408** for a total of \$47,537.54. All members voted aye. Motion carried. Motion by Alderman Price, seconded by Alderman Gab to approve payment of **TLC Olson Pay App. No. 2** for \$276,866.21 and to revise payment for payment application No. 1 to pay up to a total of \$500,000.00 between payment application numbers 1 and 2. Once funds are received from DANR the remaining amount for number 1 will be paid. All members voted aye. Motion carried. Motion by Alderman Price, seconded by Alderwoman Hargens to approve **TLC Change Order No. 3**. It amends the scope of the water project to loop the water main on East 1<sup>st</sup> Avenue and East 9<sup>th</sup> Street resulting in an increase of \$47,535.00 which is still within budget of the project. All members voted aye. Motion carried.

#### **UNFINISHED BUSINESS**

**ISG – CIP:** Motion by Alderman Price, seconded by Alderman Gab to table the adoption of Miller’s Capital Improvement Plan until the first regular meeting in October. All department heads will review their sections to ensure accuracy. All members voted aye. Motion carried.

**Approval of Bills:** Motion by Alderman Hargens, seconded by Alderman Auch to pay the bills. All members voted aye. Motion carried.

Motion by Alderman Price, seconded by Alderman Hargens to adjourn the meeting. There being no further business, the meeting was adjourned at 7:56 p.m. All members voted aye. Motion carried.

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Tom McGough, Mayor

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Cindy Deuter, Finance Officer

#### **LEGAL NOTICE OF RECEIPT**

Copy of the official proceedings  
was received on: \_\_\_\_\_  
Published once at the  
approximate cost of: \_\_\_\_\_

**Bills September 2024 (1)**

American Solutions	Supplies	50.79
BDS	Garbage	350.00
Border States	Supplies	3,341.06
Builders Solutions	Supplies	331.34
City Utilities	Utilities	7,857.34
Harkins Enterprises	Repairs	592.50
I & S Group	Prof Fees	2,000.00
Milbank WinWater	Parts	5,963.41
Miller Rexall	Supplies	14.78
OHED	80% BBB	4,912.32
PJs Machine & Repair	Parts	252.81
Postmaster Trust Account	Presort Permit #2	425.00
Sanitation Products	Parts	3,059.24
SD PHL	Prof Fees	120.00
SD DOPS	Service	2,340.00
Share Corporation	Supplies	261.23
SPN	Prof Fees	47,537.54
Stuart C Irby	Supplies	748.00
Sturdevant's	Parts	67.95
TLC Olson Construction	Water Phase IV	276,866.21
Wesco	Supplies	136.32
	Accounts Payable Total	<u>\$357,227.84</u>

**Payroll Salary plus**

<b>Benefits by Department:</b>		<b>8/29/2024 &amp; 8/30/2024</b>		
	Department	w/o OT	OT	Total
41101	COUNCIL	3,046.51	0.00	3,046.51
41402	FINANCE OFFICE	2,423.03	0.00	2,423.03
41902	BUILDING	443.23	0.00	443.23
42101	POLICE	11,378.22	60.10	11,438.32
43101	STREET	7,308.16	313.86	7,622.02
43201	SEWER	5,297.38	706.17	6,003.55
43305	WATER	5,297.35	706.17	6,003.52
43403	ELECTRIC	12,808.92	352.50	13,161.42
45101	BALLPARK	997.37	0.00	997.37
45202	PARK	1,043.13	0.00	1,043.13
		<u>\$50,043.30</u>	<u>\$2,138.80</u>	<u>\$52,182.10</u>