

**AGENDA
CITY OF MILLER
MONDAY, JUNE 16, 2025
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 - 3**

Public Input

New Business

1. Policy 7.10 Personal Emergency Leavepg. 4 - 5
2. Violations – Article II Weeds
3. Director Position for Mid-Dakota Rural Water System pg. 6
 - a. Appoint a council member as the city’s voting representative
4. Building Permit: Randi Forman – shed

Executive Session

Personnel Pursuant to SDCL 1-25-2(1)

5. Police Department – hire part-time officer

Approval of Bills

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 2, 2025**

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 Monday, June 2, 2025.

MEMBERS PRESENT: Mayor Tom McGough, Aldermen: Will Jones, Patrick Price, Gale Hargens, Gale Auch, 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 Auch, seconded by Alderman Jones to approve the agenda. All members voted aye. Motion carried.

MINUTES: Motion by Alderwoman Hargens, seconded by Alderman Hargens to approve the minutes for the regular meeting held on May 19, 2025. All members voted aye. Motion carried.

Public Input: Dave Blachford informed the council that the Miller Fire Department has been given the task of managing the fireworks display for the July 4th celebration. The application to request funds from the city's 2025 budget was not turned in during budget season in 2024. Therefore, the city does not have a donation for fireworks in its budget for 2025. In past years, an average of \$2,000 per year was donated from city funds. Mayor McGough stated that \$13,000 is available in the contingency fund; however, it's too early in the year to know if it will be needed elsewhere in the general fund budget. If the fire department cannot raise funds, it's possible that Miller will not have fireworks this year. Alderman Price suggested that the funding come from the community. Donations can be made to the Miller Fire Department.

Department Head Reports

Ron Hoftiezer, street department superintendent, gave an update for the street paving schedule. Originally, the pavers planned to start May 19, but due to breakdowns and the weather, it was pushed off to this week. The street department is busy keeping the roads prepared for asphalt. Hoftiezer also informed the public that mosquitoes will be out any day with all the rain and moisture. He will spray as the weather permits. Terry Manning, pool manager, said they are wrapping up a few repairs and hope to open the pool for public swimming this week.

NEW BUSINESS

Main Street Banners: Dustin Graham, electric superintendent, displayed 2 banner styles that have been used on the decorative street light poles on main street. One is green with the Rustler logo on it. The other is blue with a US flag on it which is hung from Memorial Day through Labor Day. They are torn and faded and need to be replaced. The council agreed that the Beautification Committee will research options and budget to purchase new banners in 2026.

Resolution No. 2025-4 – Surplus Property: Mayor McGough read Resolution No. 2025-4 to surplus for sale the 2018 Ford Explorer (patrol car) and the Z915B 54" John Deere mower, and the following items for scrap: old ballfield sports lights (100) and 4 Benq computer monitors. Motion by Alderman Hargens, seconded by Alderman Jones to approve Resolution No. 2025-4 – Surplus Property and to give the Mayor authorization to choose 3 individuals to appraise the Explorer and mower. All members voted aye. Motion carried.

Resolution No. 2025-5 – Exclusion of Rustler Lot 2: Mayor McGough read Resolution No. 2025-5. Laine Warkenthien could not be present. Alderman Price stated that there is no plan to put anything on the property. Motion by Alderwoman Hargens, seconded by Alderman Auch to approved No. 2025-5 – Exclusion of Rustler Lot 2. All members voted aye. Motion carried.

SecureSD – Memo of Understanding: Motion by Alderman Price, seconded by Alderman Gab to agree to and authorize the Mayor to sign the Memorandum of Understanding. With this in place, SecureSD can pay the city's IT vendor to mitigate vulnerabilities along with any other cybersecurity equipment or solutions needed. All members voted aye. Motion carried.

Micro-Comm – renew service contract: Motion by Alderman Jones, seconded by Alderman Price to approve renewal of the annual service contract with Micro-Comm, Inc. for the water and sewer department's telemetry system for \$4,900.00. All members voted aye. Motion carried.

PUBLIC HEARING

7:30 Board of Adjustments – Variance: Mayor McGough adjourned the board as the common council and convened as the board of adjustments at 7:30 p.m. Eli Fanning was not present but has requested a variance to build a deck on the south side of his house. Dustin Graham explained that the neighboring properties have variances as well and this request is not unreasonable. Motion by Alderman Price, seconded by Alderman Auch to grant a variance to allow Fanning to build a deck closer to the lot line than allowed by City Code. All members voted aye. Motion carried. Mayor McGough reconvened the board back to the common council at 7:32 p.m.

Helms & Associates Invoices: Motion by Alderman Hargens, seconded by Alderman Jones to pay Helms & Associates invoices 36003 and 36015 for a total of \$7,204.00. All members voted aye. Motion carried.

Phase IV Utility Improvements: Motion by Alderwoman Hargens, seconded by Alderman Gab to pay SPN invoices 36075-36076 for a total of \$33,702.86. All members voted aye. Motion carried. Motion by Alderman Jones, seconded by Alderman Auch to pay **TLC Olson Construction Pay Application No. 8** for \$129,581.34. \$30,840.30 is the city's share of this pay application that will be paid from capital improvements budgeted in the street department. All members voted aye. Motion carried.

Building Permits: Motion by Alderman Price, seconded by Alderman Jones to approve the following building permits: Brad Manning – 2 storage containers, Levi Stoddard – fence, Tyler Swaney – remove garage, and Eli Fanning – deck. All members voted aye. Motion carried. Motion by Alderwoman Hargens, seconded by Alderman Gab to approve a building permit for Will Jones for a pergola. All members voted aye. Alderman Jones – abstained. Motion carried.

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

EXECUTIVE SESSION: Motion by Alderman Auch, seconded by Alderman Hargens to go into executive session for personnel matters pursuant to SDCL 1-25-2(1) at 7:38 p.m. All members voted aye. Motion carried. Mayor McGough returned the meeting to regular session at 8:17 p.m.

Water Department – open position: Motion by Alderman Price, seconded by Alderman Auch to advertise and accept applications for the open position in the water/sewer department with a wage of \$18+ per hour based on experience. All members voted aye. Motion carried.

Motion by Alderwoman Hargens, seconded by Alderman Gab to adjourn the meeting. There being no further business, the meeting was adjourned at 8:20 p.m. All members voted aye. Motion carried.

Tom McGough, Mayor

Cindy Deuter, Finance Officer

LEGAL NOTICE OF RECEIPT

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

Bills June 2025 (1)

Americinn	Lodging	569.40
Blevior	Supplies	73.00
Bobs Disposal	Garbage	350.00
Border States	Supplies	905.57
City Utilities	Utilities	7,682.51
Cnh Industrial	Supplies	154.90
Dakota Supply Group	Supplies	182.26
First Bank & Trust	Loans	412,492.51
Hawkins	Chemical	265.00
Helms & Associates	Prof Fees	7,204.00
Mid-American Research Chemical	Supplies	727.16
Micro-Comm	Prof Fees	5,300.00
Ohed	80% Bbb	3,197.60
Petty Cash	Reimb.	12.36
Postmaster	Postage	425.00
Premier Equipment	Supplies	990.00
Sd Danr - Fo	Loans	650.00
Servall	Service	121.70
Spn	Prof Fees	33,702.86
Tlc Olson Construction	Prof Fees	129,581.34
Tony's Repair	Repairs	85.75
Wheels And Meals	Donation	2,750.00
World Insurance	Prop & Liab	33.00
Accounts Payable Total		<u>\$607,455.92</u>

**Payroll Salary plus Benefits by
Department:**5/22/2025, 5/29/2025,
5/31/2025, 6/5/2025

Department	w/o OT	OT	Total
41101 COUNCIL	3,423.29	0.00	3,423.29
41402 FINANCE OFFICE	6,609.43	16.01	6,625.44
41902 BUILDING	306.73	0.00	306.73
42101 POLICE	28,465.72	4,388.16	32,853.88
43101 STREET	17,263.72	305.67	17,569.39
43201 SEWER	12,384.22	764.01	13,148.23
43305 WATER	13,207.53	764.01	13,971.54
43403 ELECTRIC	30,228.60	202.36	30,430.96
45101 BALLPARK	2,988.79	0.00	2,988.79
45202 PARK	1,323.58	0.00	1,323.58
45103 POOL	1,562.78	0.00	1,562.78
	<u>\$117,764.39</u>	<u>\$6,440.22</u>	<u>\$124,204.61</u>

7.10 Personal Emergency Leave

If necessary, qualified municipal employees may use accrued sick leave for personal emergency leave. This leave may be used for the following:

Death in the immediate family. (Immediate family is defined as an employee's spouse, parents, step-parents, children, ~~step-children, brothers, sisters, step-brothers, step-sisters,~~ siblings, step-siblings, siblings' and step-siblings' spouses, grandparents, grandchildren, great grandparents, great grandchildren, aunts, and uncles. The term ~~also~~ includes a spouse's equivalent of the above.)

Emergency illness or scheduled surgery in the immediate family.

The amount of sick leave to be used for personal leave is to be limited to 80 hours per year if previously accrued. This leave does not accumulate from year to year.

Employees have the option to donate a portion of their accrued sick leave to a co-worker for emergency leave upon Council approval. Recipients must use their accrued sick leave and vacation prior to the use of the donated sick hours.

- a. When a school employee is summoned to serve on a jury, or National Guard Duty, he/she shall be entitled to receive his/her regular salary from the County or Federal Government while so absent and without loss of any leave credits.
- b. It is suggested that any school employee summoned either as a witness, juror, or National Guard duty notify the Superintendent at once so that all necessary work arrangements can be made immediately.
- c. An employee asked to serve as consultant, judge or sports official while school is in session shall make a request to the superintendent. If permission is granted and the employee is to be reimbursed for his/her services, he/she shall make a choice of whether or not to receive his/her regular salary or the gratuity for his/her services. If he/she chooses to accept the regular salary, the gratuity shall be given to the school district and deposited in the General Fund.

5. Personal Leave

Each employee will be granted three (3) personal leave days to be used without any deduction in pay. Compensation for unused personal days - Certified employees will be reimbursed on the basis of a substitute teacher pay per day.

6. Leave of Absence - A leave of absence of up to one (1) year without pay may be granted to any employee who has reasonable need for such leave, including educational advancement. Employees on leave may continue group insurance at their own expense if permitted by the insurer. A teacher returning from leave will be reinstated into a teaching position at the same salary with the district.

7. Bereavement Leave - Employees may obtain bereavement leave upon the death of a family member. This leave is to consist of up to three (3) ^{working} ~~teaching~~ days per incident and to be administered by the principal and superintendent. This leave is not subject to sick leave. Attendance at funerals other than family would come under the realm of personal leave. Additional days are to be deducted according to the length of contract. Family includes parents of both, spouse, child (including miscarriages), stepchildren, stepparents, children's spouses, siblings, sibling's spouses of both, grandparents of both, grandchildren, aunts, and uncles of both.

Dept Head and
Mayor

P. Reduction in Force

If any reduction in personnel is necessary, an effort will be made to effect the reduction at the grade level and /or subject area most affected by the reduction in students. (No teacher will be included in or affected by a reduction in force during the regular academic term). Other factors that will be considered are: (1) the amount of seniority; (2) the amount and appropriateness of educational training; (3) continuing contract status; (4) certification; (5) program elimination; (6) financial condition of the district; (7) federal mandate; and (8) evaluation records. In making staff reduction the Board of Education will follow the applicable provisions of the South Dakota statutes in that regard.

Any teacher laid off pursuant to this policy shall be offered any vacancy for which they are certified which occurs prior to the commencement of the ensuing school year.

Any employee laid off pursuant to this policy shall be eligible for recall to any position for which he/she is certified and recommended by the principal and personnel committee at the time of lay-off for a period of two calendar years following the effective date of lay-off, any such recall to be in inverse order of the lay-off.

Recall privileges cease when the staff member voluntarily resigns. Recall privileges will also cease if, upon being recalled, the staff member fails to report within twenty (20) calendar days of written notification of the recall. Such notice shall be sent by certified mail to the last address furnished to the Superintendent by the staff member, and the twenty (20) day period shall commence to run on the date the notice is mailed. Recall privileges will not apply to teachers under contract with another district, unless that recall is for an anticipated position in the ensuing year.



June 10, 2025

BOARD OF DIRECTORS

RICK BENSON
Wolsey
Rural 5

LESLIE BROWN
Harrold
Rural 2

LENNIS FAGERHAUG
Wessington Springs
Rural 4

DWIGHT GUTZMER
Highmore
Municipal

DAVID JENSEN
Wolsey
Municipal

JEFFREY MCGIRR
Huron
Municipal

CHUCK STEPTOE
Miller
Rural 3

DARRELL RASCHKE
Huron
Municipal

STEVE ROBBENOLT
Gettysburg
Rural 1

TO: Municipal Bulk Customers of Mid-Dakota Rural Water System

FR: Mid-Dakota Rural Water System, Inc.

RE: Director Nomination and Election

The Mid-Dakota Rural Water System, Inc. will be holding its Annual Meeting & Election of Directors on October 16, 2025 from 10:00 am to 2:00 pm at the Mid-Dakota offices.

A Municipal-at-Large Director position term will expire. A deadline of 4:00 P.M., September 16, 2025 has been set for nominating resolutions to be submitted to the office in Miller.

After September 16th, if there is an election, we will mail a ballot to you and your designated representative will then vote for the candidate of your choice. At your next Board or Council meeting you may wish to appoint someone from your council or board to be your voting representative.

Please call our office at 1-800-439-3079 if you have any questions. Thank you.

Sincerely,

Mid-Dakota Rural Water System, Inc.

608 W. 14th Street
PO Box 318
Miller, SD 57362

PH: 605-853-3159
TF: 1-800-439-3079
FX: 605-853-3245

www.mdrws.com
office@mdrws.com

Scott Gross
General Manager-CEO

Cameron Simons
Membership Specialist

Our mission is...
To enhance
quality of life
with high
quality water
and excellent
service.

"Mid-Dakota Rural Water System, Inc. is an Equal Opportunity Provider"

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