

**AGENDA  
CITY OF MILLER  
MONDAY, OCTOBER 21, 2013  
7:00 P.M.**

Call to Order  
Pledge of Allegiance  
Approval of Agenda  
Approval of Minutes Pg. 1 - 4  
Public Input

**Approval of Bills**

**Hearing of Delegations**

**Department Head Reports Pg. 5 - 7**

7:15 – 7:45     1. Water/Sewer, Street, Electric  
7:45 – 7:55     2. Police  
7:55 – 8:00     3. Finance Office

**Old Business**

**New Business**

1. Utility Assistance  
    McWhorter House Museum  
    Hand In Hand Daycare  
    Helping Hands
2. Alliance for Aviation Across America Pg. 8 - 9
3. One-way next to new elementary school
4. Close City offices November 7-8 and November 18-19 for Data Tech training
5. Close Airport Enterprise fund
6. Ordinance #644 - Second Reading Pg. 10
7. Ordinance #645 – Second Reading Pg. 11
8. Ordinance #646 – Second Reading Pg. 12
9. Ordinance #647 – Second Reading Pg. 13

**Adjourn**

**CITY OF MILLER  
CITY COUNCIL MEETING  
OCTOBER 7, 2013**

The City Council met in regular session at City Hall at 7:00 p.m. on Monday, October 7, 2013.

**MEMBERS PRESENT:** Mayor Ron Blachford, Aldermen Tony Rangel, Tom Winsell, Joe Zeller, Jim Odegaard and Alderwoman Mary Johnson. Absent was Alderwoman Kristin Hargens.

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

Pledge of Allegiance was said by all present.

**MINUTES:** Motion by Alderman Odegaard, seconded by Alderman Zeller to approve the minutes for the regular meeting held on September 16, 2013. All members voted aye. Motion carried.

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

**PUBLIC INPUT:** Tammy Caffee was present on behalf of the McWhorter House to ask for utility assistance. A decision will be made at the meeting on October 21, 2013.

**Department Head Reports**

**Fire Department:** Steve Resel, fire chief, stated that the dryer quit and will be replaced with a dryer donated by Dale Lichty and that the lights on the south side of the fire hall do not work, Jim Bonebright will be contacting Hughes Electric to have them fixed.

**Halloween Parties:** Connie Labor was present to ask the council to provide cupcakes for the kindergarten and first grade and hot dogs and pop for the second through sixth grade for their Halloween parties. Motion by Alderman Rangel, seconded by Alderman Odegaard to purchase the treats for the kindergarten through sixth grade Halloween parties. All members voted aye. Motion carried.

**Library Utility Assistance:** Ray Caffee was present to request Utility assistance of \$90.00/month from October through March for the Hand County Library. Motion by Alderwoman Johnson, seconded by Alderman Odegaard to find the funds for the following year as they were not present to request assistance when the budget was approved. All members voted aye. Motion carried.

**First Reading of Ordinance #644:** Ordinance #644, Property Maintenance, was read by Mayor Blachford. Tiffany Hofer, Amy Howard, Sean Ford, and Dick Palmer spoke on behalf of On Hand Economic Development in favor of passing Ordinance #644. Motion by Alderman Zeller, seconded by Alderman Rangel to approve the first reading of Ordinance #644. Roll call

vote: Rangel – aye, Odegaard – aye, Zeller – aye, Johnson - aye, Winsell – aye, Hargens – absent. Motion carried.

**First Reading of Ordinance #645:** Ordinance #645, Water Reconnection Fees, was read by Mayor Blachford. Motion by Alderman Rangel, seconded by Alderman Odegaard to approve Ordinance #645 as read. Roll call vote: Rangel – aye, Odegaard – aye, Zeller – aye, Johnson - aye, Winsell – aye, Hargens – absent. Motion carried.

**First Reading of Ordinance #646:** Ordinance #646, Electric Reconnection Fees, was read by Mayor Blachford. Motion by Alderman Odegaard, seconded by Alderman Winsell to approve Ordinance #646 as read. Roll call vote: Rangel – aye, Odegaard – aye, Zeller – aye, Johnson - aye, Winsell – aye, Hargens – absent. Motion carried.

**First Reading of Ordinance #647:** Ordinance #647, Electric Deposit Fees, was read by Mayor Blachford. Motion by Alderwoman Johnson, seconded by Alderman Zeller to approve Ordinance #647 as read. Roll call vote: Rangel – aye, Odegaard – aye, Zeller – aye, Johnson - aye, Winsell – aye, Hargens – absent. Motion carried.

**Drainage Tile Easement:** Motion by Alderman Rangel, seconded by Alderman Odegaard to approve a drain tile easement for Northfork Ranch, Jerry Peterka, president. All members voted aye. Motion carried.

**Public Hearing:**

A Public hearing was held at 7:30 p.m. Motion by Alderman Rangel, seconded by Alderman Odegaard to approve Resolution #2013-11.

**RESOLUTION #2013-11**

**WHEREAS**, Nelson’s Inc., Nelson Bros., David Nelson, and Harrell Bros., owners, have petitioned the Common Council of the City of Miller to annex certain real property, contiguous to the City of Miller and described as follows:

Harrell Bros. Outlot Two, except the west 24 feet thereof that was previously annexed August 15, 1966 and except the East 394.5 feet of the North 297.7 feet (formally a portion of Nissen Outlot 7) that was previously annexed May 4, 1979, in the Northeast Quarter (NE ¼) of Section Ten (10), in Township One Hundred Twelve (112) North, Range Sixty-eight (68) West of the 5th P.M., County of Hand, State of South Dakota

**WHEREAS**, the City of Miller did publish notice of public hearing and did hold a public hearing on the 7<sup>th</sup> day of October, 2013, to consider annexation of said real property.

**NOW THEREFORE, BE IT RESOLVED BY THE COMMON COUNCIL OF THE CITY OF MILLER, SOUTH DAKOTA**, that the above described real property hereby be annexed.

Dated this 7<sup>th</sup> day of October, 2013.

Roll call vote: Rangel – aye, Odegaard – aye, Zeller – aye, Johnson - aye, Winsell – aye, Hargens – absent. Motion carried.

A Public hearing was held at 7:40 p.m. Motion by Alderwoman Johnson, seconded by Alderman Zeller to approve Resolution #2013-12.

### **RESOLUTION #2013-12**

**WHEREAS**, Dealer Sites, LLC, owners, have petitioned the Common Council of the City of Miller to annex certain real property, contiguous to the City of Miller and described as follows:

The North 33 feet of the vacated street lying south of Nissen Outlot 7 and north of Nissen Outlot 1 in the Northeast Quarter of the Northeast Quarter (NE ¼NE ¼) of Section Ten (10), in Township One Hundred Twelve (112) North, Range Sixty-eight (68) West of the 5th P.M., County of Hand, State of South Dakota

**WHEREAS**, the City of Miller did publish notice of public hearing and did hold a public hearing on the 7<sup>th</sup> day of October, 2013, to consider annexation of said real property.

**NOW THEREFORE, BE IT RESOLVED BY THE COMMON COUNCIL OF THE CITY OF MILLER, SOUTH DAKOTA**, that the above described real property hereby be annexed.

Dated this 7<sup>th</sup> day of October, 2013.

Roll call vote: Rangel – aye, Odegaard – aye, Zeller – aye, Johnson - aye, Winsell – aye, Hargens – absent. Motion carried.

**Garage Variance:** Motion by Alderman Rangel, seconded by Alderman Odegaard to have a special meeting on October 25<sup>th</sup> at 12:10 to review a new building permit and variance for Brett Engelmann's garage. His existing cement was poured beyond what his previous variance allowed. All members voted aye. Motion carried.

**Plat:** Motion by Alderman Zeller, seconded by Alderman Winsell to approve a plat for Wheat Growers and have Mayor Blachford sign the plat on behalf of the City. All members voted aye. Motion carried.

**Building Permits:** Motion by Alderman Odegaard, seconded by Alderman Zeller, to approve the following building permits: Ray Martinmaas – remove house, Dale Lichty – siding windows, step, and door. All members voted aye. Motion carried.

**Housing Commission:** Motion by Alderman Odegaard, seconded by Alderman Rangel to approve Mayor Blachford's appointment of Eleanor Iverson to the Housing Commission. All members voted aye. Motion carried.

**Flu Shots:** Motion by Alderman Rangel, seconded by Alderman Winsell to approve payment of the flu shots for city employees if it is not covered by our health insurance. All members voted aye. Motion carried.

**Memorandum of Destruction:** Motion by Alderman Rangel, seconded by Alderman Winsell to approve the Memorandum of Destruction for records dating from 1971 through 1999. All members voted aye. Motion carried.

Motion by Alderman Zeller seconded by Alderwoman Johnson to adjourn the meeting. There being no further business, the meeting was adjourned at 8:43 p.m. All members voted aye. Motion carried.

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

\_\_\_\_\_  
Ronald Blachford, Mayor

LEGAL NOTICE OF RECEIPT

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

Department Head Reports  
City Council Meeting  
October 21, 2013

Water/Sewer Department Report

1. First Dakota finally sent the bill for the sewer line and manhole behind the new grade school. The total was \$12,194.00. I sent a copy to SPN to look over and they said we got a good price. I also talked with Helm's about the video inspection and they said it looks very good but needs to be cleaned out. Helm's advised not paying until they get it cleaned.
2. The contractor doing the crack leveling at the airport will be here on 10/21/2013 if the weather cooperates. The airport will have to be closed until it is setup.
3. We had a sewer main collapse on west 4<sup>th</sup> street. Olsen Construction from Huron came and fixed it. They had to replace about 30 feet of 8" sewer main. We also had the water main shut down for several blocks because the sewer main and water main were right beside each other and we feared the old water main would collapse also. Everything went pretty well and no water main damage.
4. I had ORV's lawn service spray the area around the pool, water tower and City Hall with fertilizer and weed killer.

Street Department Report

- We raised up some manhole covers around town.
- We put cold mix in all of the asphalt cutouts in the City Hall alley.
- We hauled out the dirt by the new substation and used it to fill in the large area just west of the park culverts. (Mosquito breeding area)
- We helped the Water Dept. put a hydrant extension on a fire hydrant out by North Central farmers Elevator.
- We helped the Water dept. with a water leak by Lawrence Yost.
- We worked on the #1 truck clutch brake.
- We helped the Water Department with a shutoff and meter pit by Matt Wagner.
- I helped water and land level the parking lot on the east side of the elementary gym.
- I helped Hand County oil the school parking lot then they helped me oil 2 streets and 11 patches.
- I cleaned the storm drains before the rains. We had to sewer jet a drain on the north side of Avera Hand County Memorial Hospital.
- We got the last 2 streets and 11 patches ready to be oiled.
- We bladed alleys and gravel roads around town where possible.
- We have been mowing at the ball park.

Electric Department Report

1. 15 mph flashing lights.
  - a. State supposed to be here this week.
2. Project almost done.
  - a. We have 7 more meters to cut over.
  - b. Strata and Thompson are done.
  - c. Scholz has work to finish on substation by football field.
3. City electric rates.
  - a. 10% decrease
4. Heartland and Northwestern raising rates.
5. Heartland is starting new program for large loads.

Department Head Reports  
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Police Department Report

On September 19 2013, the officers had their annual firearms certification shoot. The officers also did a night time shoot. Highway Patrol Trooper Mark Chamberlain was in the instructor.

On September 26, 2013, the officers participated in the Active Shooter training held at the courthouse. Emergency Management planned this event.

On October 8, 2013, Officer Cory Borg of the Huron PD instructed a class on Tactical Care of Critical Incidents. The training centered on what to do if another emergency responder was to get hurt while responding to a critical situation.

Finance Office Report

1. Sales Tax Report – up 4.53% - see attachment.
2. We have been very busy working with Data Technologies on a correct chart of accounts and giving them spread sheets of what we have compared to what we want.
3. Jim, Boney, Ron and I will be attending the Safety Meeting in Mitchell on November 20-21.
4. Rachel added the landlord names and addresses to all of the rental property so they will be getting copies of any delinquent letters with the current statements.

<b>Sales Tax Comparison</b>			
	<b>2013</b>	<b>2012</b>	
January	\$41,715.91 \$26,960.14 \$55,712.13	\$28,228.75 \$50,517.59	Receipt for Feb. '12 pymt was missed. Corrected in '13.
Feburary	\$20,850.27 \$28,990.38	\$21,702.51	
March	\$26,867.27 \$36,946.03	\$39,500.70 \$22,249.77 \$28,777.89	
April	\$22,193.42 \$35,118.20	\$21,992.49 \$38,246.99	
May	\$23,189.58 \$31,597.69	\$16,559.56 \$32,008.70	
June	\$32,507.58 \$41,325.59	\$23,684.78 \$40,829.00	
July	\$24,433.24 \$39,042.13	\$23,470.43 \$40,475.34	
August	\$21,806.35 \$32,235.67	\$27,772.95 \$35,987.68	
September	\$30,662.52 \$38,955.08	\$23,164.04 \$29,568.17	
October			
November			
December			

**Total** **\$569,393.27** **\$544,737.34** **4.53%**

up from last year **\$24,655.93**

Note: The first payment in January 2013 is actually the last payment in December 2012  
It is not calculated in the "Total" line item on this sheet.  
(It wasn't in the bank until January 2013.)





### Mayors Petition to President Obama

In 2012, the Alliance released a petition from over 100 Mayors from across the country to President Obama calling on the Administration to recognize the critical importance of general aviation to local towns and communities around the country.

The Administration has once again called for the inclusion of a "user fee" tax on businesses, farms and groups that rely on general aviation as part of the Fiscal 2014 Budget of the U.S. Government. Not only would this saddle businesses and groups with taxes for every take-off and landing, but it would result in a huge administrative and tax burden, and require the creation of a huge new bureaucracy within the FAA to collect and administer the fees.

If you are a Mayor or City Manager, please email [info@aviationacrossamerica.org](mailto:info@aviationacrossamerica.org) to sign this petition or [complete/share this form](#) with your Mayor or City Manager and encourage them to sign up today.

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Dear Mr. President:

We write to express our deep concern that your comments about general aviation in recent weeks and months have not only mischaracterized these aircraft and their crucial importance for our economy, but have suggested that the businesses and communities that depend on this form of transportation can afford an increased tax burden for general aviation operators. On behalf of over 100 communities in 48 states, we write to let you know that for thousands of towns and communities like ours around the country, general aviation is a vital part of our economy and national infrastructure, and we are extremely concerned about the repercussions of your statements on this important lifeline to communities around the nation.

General aviation supports 1.2 million American jobs, over \$150 billion in economic impact annually, and is a vital economic engine for our national economy. However, it is also a struggling industry. There has been a 15.5% drop in general aviation aircraft shipments, and billings for general aviation have dropped 22.3%. Since 2008, manufacturers have also laid off roughly 20,000 workers, which is additionally concerning given that the general aviation industry remains one of the only sectors in U.S. manufacturing that still contributes positively to the balance of trade.

In addition, general aviation aircraft and the airports they utilize are a literal lifeline to our communities, providing access for business growth, law enforcement, disaster relief, medical care and other services. They are utilized to help transport blood and organs to residents in rural communities, reunite veterans back from overseas with their families, and help our companies to reach customers in markets that otherwise could not be reached.

As you know well, the vast majority of businesses and organizations that own and utilize general aviation are not wealthy CEOs. Rather, 85% are small to mid-sized businesses and organizations that rely on these aircraft to reach far-off plants and customers, serve rural markets without access to commercial aviation, or deliver medical care and other services. We can tell you firsthand that these aircraft are a crucial tool and resource for businesses in our communities; businesses that keep our communities afloat and help workers to be able to continue to put food on their table for their families.

Also concerning to us is the recent discussion of new "user fee" taxes on general aviation aircraft operators. These taxes would mean not only an additional tax burden, but a huge administrative burden on businesses, farms and organizations that use general aviation and that would have to literally keep track of invoices for fees for thousands of take-offs and landings. In addition, at a time when our government is supposed to be finding ways to reduce government spending, we do not understand why some in Congress seek to create huge, new bureaucracy within the FAA to administer these new taxes.

At such a vulnerable time for our economy, we need to be doing everything we can to support jobs and help to stimulate our economy, not crippling an important industry which represents a lifeline to communities such as ours around the nation. We stand ready to work with you on this and all issues related to local communities around the nation.

Mayor Nicholas J. Helmer – Prospect Heights, IL  
 Mayor Knox H. White – Greenville, SC  
 Mayor Don Godbey-Mauldin, SC  
 Mayor Alan Larson – Schaumburg, IL  
 Mayor Nancy Adams – Pequot Lakes, MN  
 Mayor Christopher Meyer – Marshfield, WI  
 Mayor Robert Apgar – Deland, FL  
 Mayor Robert C. Willey – Easton, MD  
 Mayor Barbara Tolbert – Arlington, WA  
 Mayor Margaret Larson – Arlington, WA \*  
 Mayor Robert Goedde – Chelan, WA  
 Mayor Dave McGirr – Huron, SD  
 Mayor David Hahn – Wall, SD  
 Mayor John F. Hart – Philip, SD  
 Mayor Glen Haines – Faith, SD  
 Mayor Thomas Lauzon – Barre, VT  
 Mayor Norm Archibald – Adilene, TX  
 Mayor Robert A. Myer – New Roads, LA  
 Mayor Bill Robertson – Minden, LA  
 Eugene J. Contoque, Town Manager – Millinocket, Maine  
 Mayor Tom Ryan – Blaine, MN  
 Mayor Mike Allen – Mineral Wells, TX  
 Mayor Joel Gill – Pickens, MS  
 Mayor Dan McKeever – Gwinner, ND  
 Mayor James Butler – Goodland, IN  
 Councilman Tim Leigh – Colorado Springs, CO  
 Councilman Jonathan Sharkey – Port Hueneme, CA  
 Mayor John Warford, Bismarck, ND  
 Mayor Bill Wells – Murray, KY  
 Mayor Gerald A. Calabrese – Cliffside Park, NJ  
 Mayor Joe Wilson – Erie, CO  
 Mayor Roger C. Clear – Bolingbrook, IL  
 Mayor Dennis Welaker – Fargo, ND  
 Mayor Don Ness – Duluth, MN  
 Mayor Scott Mangold – Powell, WY  
 Mayor Louie Ehrmer – Van Wert, OH  
 Mayor Bob Andrews – Newberg, OR  
 Mayor Karen Heck – Waterville, ME  
 Mayor Bryan Thompson – Brunswick, GA  
 Mayor Lee Webster – Brewster, WA  
 Mayor Patty Lent – Bremerton, WA  
 Mayor Paul Harpole – Amarillo, TX  
 Mayor Phillip Craighead – Lebanon, TN  
 Mayor Christopher Soff – Weadville, PA  
 Robert E. Lee, Town Manager – Plainville, CT  
 Mayor Roy V. Floyd – Bonham, TX  
 Mayor Donald A. Reese – New Castle, DE  
 Mayor Richard K. Mays – Mount Vernon, OH  
 Mayor Eric Fulcomer – Bluffton, OH  
 Mayor Jack A. Emerson – Chillicothe, OH  
 Mayor Rodney Metz – Wapakoneta, OH  
 Mayor Gary L. Miller – Delaware, OH  
 Mayor Dave Smith – Lancaster, OH  
 Mayor Jeffrey Hazal – Celina, OH  
 Mayor Tom Orr – Cambridge, OH  
 Mayor James S. Artz – Louisa, VA  
 Mayor Roy M. Gladding – Tappahannock, VA  
 Mayor Scott Schretzer – Marion, OH  
 Mayor Alan Andreatani – Alliance, OH

Sincerely,  
 Mayor Debbie Garnett – Stroud, OK  
 Mayor Marvin Belcher – Huntington, IN  
 Mayor Leo Marshall – Salmon, ID  
 Mayor Vern P. Powers – Hastings, NE  
 Mayor Elaine Horn – Sedalia, MO  
 Mayor Godfrey – Ogden City, UT  
 Mayor Dick Kirchoff – Le Mars, IA  
 Mayor Carl Brewer – Wichita, KS  
 Mayor J. Scott Padgett – Concord, NC  
 Mayor Christopher J. Shannon – Bay City, MI  
 Mayor Stan Skipworth – Corona, CA  
 Mayor Carl Shaif – Independence, IA  
 Mayor Jim Thacher – Clay Center, KS  
 Mayor Katrina Mitchell – Centerville, IA  
 Mayor James A. Erb – Charles City, IA  
 Mayor Charles L. Hardy Jr. – Commerce, GA  
 Mayor Jim Conley – Blairsville, GA  
 Mayor Ronnie A. Dixon – Vidalia, GA  
 Mayor Rudy Wright – Hickory, NC  
 Mayor Brian Roth – Plymouth, NC  
 Mayor Charles C. Fartior, Jr. – Wallace, NC  
 Mayor Michael E. Fincher – Logansport, IN  
 Mayor Herbert H. Athood – Ransselaar, IN  
 Mayor Ernest B. Wiggins – Warsaw, IN  
 Mayor Ken Magushima – Las Cruces, NM  
 William E. Johnson, III (City Manager) – Petersburg, VA  
 Mayor Gus Raymond Albom – Rutledge, NM  
 Mayor Lisa Wong – Fitchburg, MA  
 Mayor Chris Gibbs – Sanford, AZ  
 Mayor William F. Scanlon Jr. – Beverly, MA  
 Mayor James P. Council, III – Franklin, VA  
 Mayor Neil Segota – Raton, NM  
 Mayor Jay Janson, Jr. – Eufaula, AL  
 Mayor Gene Robinson – Anniston, AL  
 Mayor Willard Wright – Quinwood, WV  
 Mayor Tommy Irwin – Corinth, MS  
 Mayor Kerry W. Hill – Ripley, MS  
 Mayor Nan Gorman – Hazard, KY  
 Mayor Tim Walker – Elizabethtown, KY  
 Mayor LeRoy Goodman – Fernley, NV  
 Mayor Charles Sammarone – Youngstown, OH  
 Mayor Jim Kight – Troutdale, OR  
 Mayor Paul Grenier – Berlin, NH  
 Mayor Verne E. Rupright – Wasilla, AK  
 Mayor Daniel Guerrero – San Marcos, TX  
 Mayor Roger Van Horn – Nacogdoches, TX  
 Mayor Mary Janacaro – Hensleigh – Whitehall, MT  
 Mayor Marianne Maynard – Stuttgart, AR  
 Mayor Michael J. O'Brien, Warren, OH  
 Mayor James P. Swoger – East Liverpool, OH  
 Mayor Stephen Smith – Pinedale, WY  
 Mayor Richard P. Velloso Jr. – Lock Haven, PA  
 Mayor Val Truelsten – Dolores, CO  
 Mayor Michelle Black – Mancos, CO  
 Mayor Dan Porter – Cortez, CO  
 Mayor Timothy A. Hebling – Mandan, ND

Mayor Kevin P. Brown – Quantico, VA  
 Mayor Gerald Wrenn – Boynton, VA  
 Mayor Douglas Pond – Lawrenceville, VA  
 Mayor Denise D. Bendick – Malta, VA  
 Mayor James Eskridge – Tangier Island, VA  
 Mayor Joseph A. Habel – Cheriton, VA  
 Mayor Garland W. Baird – Brodnax, VA  
 Mayor Bonnie Heath – Pottstown, PA  
 Mayor Thomas M. Oliverio – Zellenople, PA  
 Mayor Ron D'Epifanio – Fairfield, OH  
 Mayor Harry J. "Har" Parrish – Manassas, VA  
 Mayor Mike Barnorst – Sidney, OH  
 Mayor Laurie L. Barra – Pekin, IL  
 Mayor Elaine Allison – Moraine, OH  
 David D. Hicks, City Manager – Moraine, OH  
 Mayor Chuck Spahn – Oroville, WA  
 Mayor Bill Simpson – Aberdeen, WA  
 Mayor Patrick D. Rushing – Airway Heights, WA  
 Mayor Patrick D. Rushing – Airway Heights, WA  
 Mayor Doug Plinski – Odessa, WA  
 Mayor Ken Estes – Montesano, WA  
 Mayor Lea Walters – Battle Ground, WA  
 Mayor Patrick Plumb – Tonasket, WA  
 Mayor Glenn A. Johnson – Pullman, WA  
 Mayor Bill Eret – Moses Lake, WA  
 Mayor Matt Bradbury – Mt. Sterling, IL  
 Mayor Andy Cook – Westfield, IN  
 Mayor Peter B. Lewis – Auburn, WA  
 Mayor Vikki Bonfield – Asotin, WA  
 Mayor Neil Johnson, Jr. – Bonney Lake, WA  
 Mayor Rebecca Olness – Black Diamond, WA  
 Mayor Marilyn Lynn – Bridgeport, WA  
 Mayor Jack Dumey – Hoquiam, WA  
 Mayor Randall Crowner – Alton, WA  
 Mayor David Baker, PhD – Kenmore, WA  
 Mayor Duke A. Bennett – Terre Haute, IN  
 Mayor Mark Lamb – Bothell, WA  
 Mayor Timothy D. Leawit – Vancouver, WA  
 Mayor David Fletcher – Kelso, WA  
 Mayor Betty J. Barnes – Bingen, WA  
 Mayor Kelli Linville – Bellingham, WA  
 Mayor Jim Braithard – Carmel, IN  
 Mayor Anthony E. Keidrum – Cheshalis, WA  
 Mayor Dean Maxwell – Anacortes, WA  
 Mayor Jim Bouley – Concord, NH  
 Mayor Alan Dika – Harbor Springs, MI  
 Mayor Benjamin Frederick – Owosso, MI  
 Mayor Michael Seymour – Laconia, NH  
 Mayor Patrick Humphrey – Clare, MI  
 Mayor Beach Hall – Rogers City, MI  
 Mayor Matt Walligora – Alpena, MI  
 Mayor Kendall W. Lane – Keene, NH  
 Mayor Donnalee Lozau – Nashua, NH  
 Mayor Clyde Fredrickson – Britton City, SD  
 Mayor Ron Payne – Owensboro, KY

**ORDINANCE NO. 644**

**AN ORDINANCE AMENDING SECTION 8.24 OF THE ORDINANCES OF THE CITY OF MILLER, SOUTH DAKOTA**

**BE IT ORDAINED BY THE COMMON COUNCIL OF THE CITY OF MILLER, SOUTH DAKOTA**, that following sections have been amended or added to Chapter 8.24.040 of the Miller Municipal Code:

No person shall create, commit, maintain, or permit to be created, committed or maintained any public nuisance as defined below. A building or premises is maintained or kept in a manner which is at variance with and inferior to the level of maintenance of surrounding properties and is declared to constitute a public nuisance where there exists upon any building or premises any of the following condition or conditions:

- A. Buildings which are abandoned, boarded up, partially destroyed or partially constructed and uncompleted;
- B. Overgrown vegetation which is unsightly and/or likely to harbor rats or vermin;
- C. Dead, decayed or diseased trees, weeds and other vegetation;
- D. Trash, garbage or refuse cans, bins, boxes, bags or other such containers permanently stored in yards visible from a public street or adjoining property;
- E. Lumber, junk, trash, tires, debris or salvage materials maintained upon any premises which is visible from a public street or adjoining property;
- F. Abandoned, discarded or unused household fixtures or equipment stored so as to be visible at ground level from a public street or adjoining premises;
- G. Premises having a topography, geology or configuration which as a result of grading operations or improvements to the land causes erosion, unstable soil conditions or surface or subsurface drainage problems as to pose a threat to or be injurious to adjacent premises;
- H. Abandoned, wrecked, dismantled, deteriorating, or inoperative trailers, campers, boats and other motor vehicles which are accumulated or stored in yard areas visible from public streets or adjoining premises;
- I. Buildings with deteriorating or peeling paint that allows the exterior building coverings to deteriorate or to permit the effects of sun and water penetration so as to encourage decay, dry rot, warping or cracking;
- J. Broken windows, doors, attic vents and underfloor vents;
- K. Abandoned, wrecked, dismantled or inoperative trailers, campers, boats and other motor vehicles which are accumulated or stored in yard areas;
- L. Building exteriors, walls, fences, driveways or walkways which are cracked, broken, defective or deteriorated, in disrepair, or defaced;
- M. The accumulation of manure, garbage, or anything whatever in which flies breed;
- N. Accumulation of junk, old iron, automobiles, or parts thereof, or anything whatever in which rodents may live, breed or accumulate.
- O. The keeping, leaving or permitting to remain outside of any dwelling, building or other structure or within any unoccupied or abandoned building, dwelling or other structures or premises, in a place accessible to children, of any discarded ice boxes, refrigerators or other container which has an air-tight door or lid, snap lock or other locking device which may not be released from the inside, without first removing the door or lid, snap lock or other locking device from the ice box, refrigerator or container, is declared to be a public nuisance and the same shall be abated as provided by South Dakota Compiled Laws Sections 21-10-5, 21-10-6, and 21-10-9;
- P. Vehicles shall not be used as storage devices for personal property.
- Q. Any like and similar condition or conditions.

**ORDINANCE NO. 645**

**AN ORDINANCE AMENDING SECTION 13.04.190 OF THE ORDINANCES OF THE CITY OF MILLER, SOUTH DAKOTA**

**BE IT ORDAINED BY THE COMMON COUNCIL OF THE CITY OF MILLER, SOUTH DAKOTA**, that the following section has amended Chapter 13.04.190 of the Miller Municipal Code and will be effective January 1, 2014:

When water services have been disconnected due to non-payment or violation of the rules and regulations of the City, they will not be reconnected until all the arrears, tax and late fees are paid together with an additional reconnection fee of \$25.00 during business hours and \$50.00 after business hours.

SEAL

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Ronald Blachford, Mayor

Record of Votes:

Alderman T. Winsell –  
Alderwoman K. Hargens -  
Alderman J. Zeller -  
Alderwoman M. Johnson -  
Alderman T. Rangel -  
Alderman J. Odegaard -

1<sup>st</sup> Reading – October 7, 2013  
2<sup>nd</sup> Reading – October 21, 2013  
Adoption – October 21, 2013  
Publication – October 30, 2013

**ORDINANCE NO. 646**

**AN ORDINANCE AMENDING SECTION 13.12.210 OF THE ORDINANCES OF THE CITY OF MILLER, SOUTH DAKOTA**

**BE IT ORDAINED BY THE COMMON COUNCIL OF THE CITY OF MILLER, SOUTH DAKOTA**, that the following section has amended Chapter 13.12.210 of the Miller Municipal Code and will be effective January 1, 2014:

Any person, firm or corporation who having failed to pay a delinquent bill for electricity as provided in this chapter and whose electrical service has been disconnected because of such delinquency as provided in this chapter shall, before being reconnected, meet the following requirements:

- A. Remit to the city finance officer a reconnection fee of \$25.00 during city business hours and \$50.00 after city business hours for residential and commercial accounts. Sales tax shall be added to the reconnection fee.
- B. Remit to the city finance officer, all payments in arrears, taxes and late fees.

SEAL

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Ronald Blachford, Mayor

Record of Votes:

Alderman T. Winsell -  
Alderwoman K. Hargens -  
Alderman J. Zeller -  
Alderwoman M. Johnson -  
Alderman T. Rangel -  
Alderman J. Odegaard -

1<sup>st</sup> Reading – October 7, 2013  
2<sup>nd</sup> Reading – October 21, 2013  
Adoption – October 21, 2013  
Publication – October 30, 2013

**ORDINANCE NO. 647**

**AN ORDINANCE AMENDING SECTION 13.12.150 OF THE ORDINANCES OF THE CITY OF MILLER, SOUTH DAKOTA**

**BE IT ORDAINED BY THE COMMON COUNCIL OF THE CITY OF MILLER, SOUTH DAKOTA**, that the following section has amended Chapter 13.12.150 of the Miller Municipal Code and will be effective January 1, 2014:

A. All persons or businesses wanting electrical service from the Miller municipal electrical department shall, before obtaining electrical service, make application for service upon forms furnished by the city through either its finance officer, engineer or electrical superintendent. This application shall describe the location of the premises on which the electrical service is to be used and the nature, kind and classifications of the service requested. Applicant shall pay a hookup fee of ten dollars. In addition to the hookup fee the applicant shall deposit a sum of money with the city in the following amounts:

Residential	\$150.00
Commercial (under 5,000 kwh/month)	\$200.00
Large power (over 5,000 kwh/month or demand with CT metering)	\$400.00

SEAL

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Ronald Blachford, Mayor

Record of Votes:

Alderman T. Winsell -  
Aldерwoman K. Hargens -  
Alderman J. Zeller -  
Aldерwoman M. Johnson -  
Alderman T. Rangel -  
Alderman J. Odegaard -

1<sup>st</sup> Reading – October 7, 2013  
2<sup>nd</sup> Reading – October 21, 2013  
Adoption – October 21, 2013  
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