TOWN OF MIDLAND

REGULAR MEETING MINUTES

September 8, 2015

The Town Board of the Town of Midland met in regular session on Tuesday, September 8, 2015 at 7:00 PM in the Town Hall with the following members present: Diana Baeza, Jared Fosheim, Rock Gillaspie, Finance Officer Michelle Meinzer and Utilities Operator Lawrence Stroppel.

Also present: Jerry and Sonia Nemec

Minutes from the August 11, 2015 meeting were approved as published.

Jerry and Sonia Nemec met with the Board to discuss drainage issues that continue to be a problem on their property.

The second reading of Ordinance # 147 was held. This Ordinance pertains to application for services pertaining to water and meter pits. A motion was made and second to adopt this ordinance. Motion carried unanimously.

ORDINANCE ­­# 147

AN ORDINANCE AMENDING ORDINANCE NO. 142 CHAPTER 8.02 ON WATERWORKS OF “POTABLE”: SUBSECTION 8.0202 PERTAINING TO APPLICATION FOR SERVICES AND SUBSECTION 8.0208 PERTAINING TO WATER METER POLICY

BE IT ORDAINED BY THE GOVERNING BODY OF THE TOWN OF MIDLAND, SOUTH DAKOTA, ORDINANCE NO. 142 SECTION 8.02 ON WATERWORKS “POTABLE”, SUBSECTION 8.0202 PERTAINING TO APPLICATION FOR SERVICES AND 8.0208 SHALL BE AMENDED TO READ AS FOLLOWS:

8.0202 Application for Service Any person, corporation or firm desiring the use of water from the Town of Midland shall make application to the Finance Officer on a form to be supplied by the Town of Midland. The application shall be signed by the applicants, and shall contain, among other information requested, the purpose for which the water is desired, a description and address of the premises to which the water is to service, a detailed plan of the underground water meter pit and its location, the name of the owner of said property, and if the applicant is not the owner, then the written consent of the owner shall accompany such application. All new residential and/or businesses constructed or brought into the municipal corporate limits after September, 2015 must be served by an underground water meter pit constructed at the expense of the property owner. Said pit must be approved in advance of being constructed by the town board and/or town utility manager for the installation of the water meter and ultimate connection to the municipal water supply.

Any person who shall turn on the supply of water to a service pipe from which the same has been turned-off by the Town of Midland due to non-payment of water charges or for any other reason, without having first obtained permission to do so from the proper Town officials, shall be subject to a fine of not less than $200.00. A deposit fee shall be required before service is provided—refer to Section 8.0207. Any individual/business connecting to the municipal water supply, will also be required to utilize municipal wastewater and garbage services. In extenuating circumstances wastewater services may be waived if the municipality is not able to provide said service without incurring excessive expense.

8.0208 Water Meter Policy All new residential and/or businesses constructed or brought into the municipal corporate limits after September, 2015 must be served by an underground water meter pit constructed at the expense of the property owner. Said pit must be approved in advance of being constructed by the town board and/or town utility manager for the installation of the water meter and ultimate connection to the municipal water supply.

Any person, user, and/or business who tampers with, bypasses, or otherwise causes a false or inaccurate reading of a water meter, or who interferes with or refuses access to the Town of Midland employee to said property for the purpose of inspecting or reading the water meter, shall be subject to the immediate termination of water service, and further, shall be subject to a fine of up to $500.

First Reading: August 11, 2015

Second Reading and Adoption: September 8, 2015

Publication Date: September 17, 2015

Effective Date: October 7, 2015

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Diana Baeza, Town Board President

Town of Midland

Attest: \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

Michelle Meinzer, Finance Officer

Board had discussed raising our water rates in order to qualify for federal grant funding for our water facility plan. A motion was made and second to raise our current rates effective immediately. Motion carried unanimously.

**RESOLUTION #2015-01**

**RESOLUTION TO ESTABLISH NEW WATER RATES FOR THE TOWN OF MIDLAND, SD.**

WHEREAS, the current water rates are not sufficient in order to qualify for federal grant funding as well as other bills incurred in the water department;

NOW, THEREFORE, BE IT RESOLVED by the Midland Town Board for Midland, South Dakota, that the water rates for all residential and commercial users shall be as follows:

Inside municipal boundaries -- $ 25.00 per month for 5,000 gallons, plus $ 2.50 for each additional 1,000 gallons

Outside municipal boundaries -- $ 29.00 per month for 5,000 gallons, plus $ 2.50 for each additional 1,000 gallons

BE IT FURTHER RESOLVED that these water rates shall go into effect immediately on the September 2015 water bills,

Dated this 8th day of September, 2015

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Diana Baeza, President

Attest:

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Michelle Meinzer, Finance Officer

Discussed the water facility plan. Joe Munson, Banner Associates, will meet in Midland on Tuesday, September 15, 2015 to gather more information regarding water usage in order to proceed with plan.

A motion was made by Gillaspie, second by Fosheim to increase the tax levy for 2016. The General Fund request will be $ 17,160.00 and the Fire Protection levy will be $ 500.00. This total along with the increase with growth and CPI total of $ 565.12 brings the total request to: $ 18,225.12.

The Town Board would like to remind all drivers to obey all traffic and parking laws in city limits. Also a reminder to property owners to keep their property in an orderly manner as to be in compliance with Ordinances.

Stroppel gave his operator report: All Materials Locator has been purchased and we are awaiting delivery, Performance Seed water line is complete and the Road Guy will be here in the spring of 2016 to chip seal.

A motion was made by Gillaspie, second by Fosheim to approve the following claims:

American Legal Publishing Corp. Updates $ 315.00

Electronic Federal Tax Payment System Employee Tax 986.99

Lawrence Stroppel Wages 2173.22

Lawrence Stroppel Vehicle/phone/postage 210.89

Michelle Meinzer Wages/phone/anti-virus 778.75

Ernie’s Supplies 287.53

First National Bank Checks 164.09

Golden West Phone/Internet 151.53

Grossenburg Implement Supplies 62.90

HD Supply Supplies 202.23

Health Pool of South Dakota Employee Insurance 589.53

Heartland Waste Refuse Service 1368.00

Ken’s Repair Repairs 30.00

M & M Welding Repairs 163.40

Mid-American Research Chemical Supplies 2003.93

Midland Food & Fuel Fuel 138.02

Pioneer Review Publications 42.56

Postmaster Stamps 98.00

Quill Corporation Supplies 194.89

Riter, Rogers, Wattier & Northrup, LLP Attorney Fees 495.00

SD Dept. of Revenue Lab Fees 15.00

SD Retirement System Retirement 365.96

SD State Treasurer Sales Tax 100.32

West Central Electric Electric Supply 1819.99

WR/LJ Rural Water Water Supply 1530.00

There being no further business to come before the Board, the meeting adjourned.

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Michelle Meinzer, Finance Officer Diana Baeza, President

Published once at the approximate cost of \_\_\_\_\_\_\_\_\_\_\_.