Welcome to Spearfish!

What a pleasure it is to welcome you from across the state of South Dakota to Spearfish and the beautiful Black Hills. I do hope that while you are here you are able to take time to enjoy some of what Spearfish has to offer in our shopping, dining, attractions and in our natural beauty and history.

Many of our cities were significantly impacted by last year’s Storm Atlas and widespread flooding this spring. Facing difficult situations, our towns and cities joined together and displayed an unprecedented level of commitment, hard work, and excellence in overcoming the challenges. It is in times like these that our finest qualities are exposed and we find ourselves thankful to be a part of such great communities.

As we all press forward into the future, we must continue to be ready to face whatever new challenges come our way. We must also look for new opportunities to grow and adapt to our quickly changing world while protecting the heritage and values that make us who we are.

It’s is a good challenge to have. As we commit ourselves and work together, we provide our communities the best possible opportunity for success.

Thank you for playing your part, and we look forward to connecting with you in Spearfish!

Mayor Dana Boke
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SOUTH DAKOTA MUNICIPALITIES (ISSN 0300-6182, USPS 503-120) is the official publication of the South Dakota Municipal League, published monthly at 208 Island Drive, Ft. Pierre, South Dakota 57532, phone 605-224-8654. This institution is an equal opportunity provider, and employer. Periodical postage paid at Pierre, South Dakota and additional mailing offices. Non-member subscriptions are available for $30.00 annually. The opinions expressed herein are not necessarily those of the South Dakota Municipal League. Postmaster: Send address changes to SOUTH DAKOTA MUNICIPALITIES, 208 Island Drive, Ft. Pierre, South Dakota 57532.
I’ve been reading our President’s articles with interest these last couple of months, particularly because if you know Becky Brunsing, you know how well the positive attitude has worked for her. She is definitely an “Above the Line” thinker – my only question was, “When does she have time to read a book?!”

It was nice to see Becky recognized this year, not just as the President of the Municipal League, but also, as the winner of the Finance Officer of the Year award. We all know that being recognized by our peers, who truly understand what our jobs entail, is especially meaningful. As an added bonus, Becky was nominated by a mayor and city council who appreciate her.

This organization is packed full of people similar to Becky Brunsing. I think that “Above the Line” thinking probably comes with folks who want to work to improve their communities. They run for office, or work for their city, in part because it means they can drive around town and think “I helped accomplish that.”

Chuck Todd did an excellent program on satellite radio, interviewing five mayors. His theme was, “With the federal government completely dysfunctional, and state governments more and more gridlocked, how are cities getting things done?” And he had five great examples of cities that are successful and growing, because cities put politics aside and simply get things done. The stakes are too high for them not to function, and they are so immediately accountable to the citizens, there is no doubt where blame falls when things do not work.

You have a chance coming up to spend time with these wonderful people – our Annual Conference in Spearfish. We have a great lineup of speakers and topics, so please take the time to review the program in this magazine, and to get registered.

And remember, at the Municipal League, the program may be great, but half of the value of attending is getting to talk to other people who, like you, care about their city, care about their citizens, and are looking for the best way to get things done.

We look forward to seeing you in October in Spearfish!

Until next month, remember we are always available at 1-800-658-3633 or yvonne@sdmunicipalleague.org.

Yvonne Taylor
Executive Director

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Happy September! By now, you can start to feel the season’s change, cooler mornings, shorter days and the kids are back to school! Yeah! Oh, sorry about that, just my own personal feelings coming out. If you didn’t read my article last month, you may want to, because this one is somewhat of a continuation of that one.

If you recall, Top 20 individuals think, learn and communicate in highly effective ways. Not only are they aware of their thinking they live Above the Line. The following illustration depicts what our thinking is like Above the Line and Below the Line.

As human beings we can waver from Above to Below the Line several times a day. That’s normal. However, some people spend most of their time Above the Line. They live Above The Line. When in their company, we can feel their positive energy. Do they ever go Below the Line? Of course, but they don’t stay there. They only visit Below and find ways to bounce back Above the Line as soon as possible.

On the other hand, some people live Below. Their thinking is almost always negative. They may visit Above the Line but spend a majority of their time Below. It seems as if their life agenda is to complain. When in their company,

When we are Above the Line, our thinking is clear and we are aware of what is important. Our TLC is effective. When Below the Line, our thinking is foggy and we lose sight of what is important. Our TLC is ineffective.
we may feel our own energy being sucked out of us. I think we all know or have met people like this in our lives whether it has been personally or professionally.

People who live Below the Line may not even be aware of this negative mental habit. They certainly are not aware that they have a choice in the matter.

Being Below the Line is not a bad thing. It’s just a human thing. What’s important is not to avoid going Below but to be aware when we are Below the Line.

Two important reasons indicate the importance of knowing where we are relative to the Line. First, life looks different whether we are Above or Below the Line. The second reason it’s important to know where we are on the Line is because we use our thinking to make decisions. If our thinking is working in our best interest, we are likely to make good decisions.

I can say that we have put this practice in play in our office. Just the other day, I needed to vent. So, instead of being grumpy, negative and possibly taking the issue out on someone else about what was upsetting me, I told the gals in the office, that I am going to “visit” Below the Line. I did, but by saying that, I was aware of my thinking. I vented, then I said “Okay, I am done now; I am coming back to Above the Line.” We all chuckled and our day went on.

Each of us have the power to make today a good day! Be a Top 20 individual and live life Above the Line!

See you next month at the SDML Conference! It will be a great one!

Becky Brunsing
President

By Judy Payne, Executive Director, SDPAA

The SDPAA Member Services Task Force is designed to assist the South Dakota Public Assurance Alliance in development of the pool’s Member Services Program. Made up of SDPAA Members, the Task Force held its initial meeting at SDML headquarters in Ft. Pierre on July 30th.

The Task Force which is led by SDPAA Member Services Director, Ron Burmood, consists of the following members:

- Meri Jo Anderson, Finance Officer, City of New Underwood
- Ron Buskerud, County Commissioner, Pennington County
- Susan Connor, Auditor, Miner County
- Jeanne Duchscher, Finance Officer, City of Parker
- Kathy Glines, Auditor, Harding County
- Ron Globke, County Commissioner, Turner County
- Kevin Hipple, County Manager, Hughes County
- Lisa Katzenstein, Human Resources Coordinator, City of Sturgis
- Karen Layher, Auditor, Grant County
- Gary Lipp, Mayor, City of Custer
- Anita Lowary, Finance Officer, City of Groton
- Laura Millett, Risk Manager, City of Aberdeen
- Duane Sutton, County Commissioner, Brown County
- Jeff Weldon, City Manager, City of Brookings
- Paul Young, Council Member, City of Spearfish

Also participating on the Task Force are SDPAA Board Members Mike Wiese, Mike Hall, and Mic Kreutzfeldt who make up the Board’s Risk Management Committee; SDML Executive Director, Yvonne Taylor; SDACC Executive Director, Bob Wilcox; and SDPAA staff members Bob Strachan, Director of Underwriting and Deb Corkill, Executive Assistant.

It was clearly evident during the Task Force’s first meeting that Members have great suggestions and input on how SDPAA can enhance Member Services. Among items discussed were:

- SDPAA communications to and with Members as SDPAA transitions administration and marketing services in-house
- enhancements to risk management, safety, and loss control training
- use of SDPAA’s Employment Practices Hotline and other possible future hotlines
- additions to availability of on-line functions such as Member renewal services, development of on-line newsletters, and other communications
- ideas for better marketing SDPAA’s value in terms of the broad coverage, good rates, and the risk management services SDPAA provides at no additional cost to Members

On behalf of SDPAA, I want to take this opportunity to thank our Members for giving their valuable time and talent to work collaboratively on enhancements, development, and delivery of services and resources; all of which will improve Members return on investment from Member-owned SDPAA.

For more information or to offer input, please contact me or Ron Burmood at 800-658-3633 or contact us via email at jpayne.sdpaa@sdmunicipalleague.org or rburmood.sdpaa@sdmunicipalleague.org.
South Dakota Selected to Host 2014 Statewide Mayoral Summit on Afterschool

The South Dakota Afterschool Partnership has been selected by the National League of Cities (NLC) as one of five networks nationwide to host a statewide Mayoral Summit on Afterschool and Expanded Learning in 2014. The summits aim to bring together city leaders, state agency officials, and school and community partners to focus on expanding afterschool opportunities for children and youth in the state.

“Afterschool programs in our state face many challenges related to our rural nature and agriculture-based economy,” said Mayor Levsen. “In addition, South Dakota ranks atop the listing of states whose families have both parents working. As Mayor of Aberdeen, I see such a wide disparity in the ability of parents to access after school activities. Affordable and accessible programs for all children of all income levels are in everyone’s interest. The statewide municipal summits provide a unique opportunity and necessary energy and enthusiasm for South Dakota municipal leadership to move forward in this very important endeavor with the South Dakota Afterschool Partnership.”
The 2014 summit will represent the first statewide convening of local elected officials that is focused specifically on the issue of afterschool. The network receives grant funding and strategic planning assistance from NLC, with support from the Charles Stewart Mott Foundation and The Wallace Foundation.

Summit objectives include raising awareness of the critical roles mayors and city leaders can play to support afterschool; connecting mayors with peers from across the state; highlighting successful approaches to citywide coordination of afterschool programming; engaging mayors in shaping state afterschool policies; and developing strategic partnerships among city leaders, statewide afterschool networks, and community partners to advance local afterschool initiatives.

“The afterschool summits will provide a unique opportunity for stakeholders to engage in a critical dialogue on out-of-school time programming. Millions of children in this country are unsupervised during the afterschool hours. We know that effective afterschool programs improve education, safety, and health outcomes, equip youth with skills for a successful future, and help us build stronger, healthier communities,” said NLC Immediate Past President Marie Lopez Rogers, mayor, Avondale, AZ. “These summits will help city and state leaders work together more effectively to ensure that all children have access to high-quality afterschool opportunities. The adage ‘it takes a village’ means all of the village must engage.”

South Dakota will convene three regional summits:
- Sioux Falls – September 16, 11-3 p.m. CDT, Best Western Ramkota
- Pierre – September 17, 11-3 p.m. CDT, RedRossa Italian Grille
- Rapid City – September 18, 11-3 p.m. MDT, Best Western Ramkota

Each community is invited to bring a team to contribute to the discussion around the issue of afterschool locally and across the state. Registration is FREE but each attendee is asked to pre-register individually at www.sdafterschool.org by September 8, 2014. If you need help developing your CAST (Community After School Team) or for more information and questions about the South Dakota Municipal Summits on Afterschool and Expanded Learning Opportunities, email Megan Larson at summit@sdafterschool.org.

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SEPTEMBER 2014
DENR Accepting Applications for Water Quality Projects

The South Dakota Department of Environment and Natural Resources (DENR) is accepting applications through October 1 for projects eligible for federal Clean Water Act, Section 319 nonpoint source control grants.

DENR officials anticipate approximately $2 million will be available for projects in South Dakota. The federal Environmental Protection Agency grants require 40 percent local match.

Eligible applicants include governmental agencies; state government subdivisions, such as conservation districts, water development districts, counties and municipalities; universities; certain nonprofit organizations; and federally recognized Indian tribes. Other groups may participate by applying through one of the eligible entities as a partner.

Entities interested in applying for Section 319 grant funds by the October 1 deadline are encouraged to contact DENR at 605-773-4254 or obtain application guidance at http://denr.sd.gov/dfta/wp/319.aspx.

Section 319 of the federal Clean Water Act provides grants to reduce water pollution from nonpoint sources, such as polluted runoff from urban, agricultural and forest lands. DENR historically has used the Section 319 funds primarily to develop and implement projects designed to reduce nonpoint source pollution to meet Total Maximum Daily Loads (TMDLs). South Dakota water bodies in need of TMDLs are listed in the “2014 Integrated Report for Surface Water Quality Assessment.” A copy of the report is available from the DENR website at http://denr.sd.gov/documents/14irfinal.pdf.

Nonpoint source pollution originates from many sources, including heavily fertilized lawns, urban runoff that carries street and pet wastes, agricultural fields, small livestock operations and natural sources, such as highly erosive soils. The primary nonpoint source pollutants in South Dakota are sediment, phosphorus, nitrogen and fecal coliform bacteria.
The South Dakota State Historical Society has announced that applications for the next round of the Deadwood Fund grant program are due on October 1, for work beginning January 1, 2015.

The program is designed to encourage large-scale restoration or rehabilitation of historic properties by individuals, organizations or public agencies, according to Jay D. Vogt, director of the State Historical Society at the Cultural Heritage Center in Pierre, whose historic preservation office administers the program.

Grants will be awarded in amounts ranging from $1,000 to $25,000. The grant amount must be matched on a dollar-for-dollar basis from nonfederal and nonstate sources. Nonprofit organizations will be allowed to use in-kind services for one-half of their match.

In 2013, over $126,700 was distributed among 11 projects, which resulted in a total public-private investment of over $473,300.

Funding for the program is from Deadwood gaming revenue earmarked by state law for historic preservation projects throughout the state and distributed by the State Historical Society.

The first round of 2015 applications will be due on February 1, 2015.

For more information on the South Dakota State Historical Society’s Deadwood Fund grant program, contact the State Historic Preservation Office at the Cultural Heritage Center, 900 Governors Drive, Pierre, SD 57501-2217; telephone 605-773-3458; e-mail shpo@state.sd.us.

Grant forms are available online at http://history.sd.gov/Preservation/FundingOpps/FundingOpportunities.aspx.

The South Dakota State Historical Society is a division of the Department of Tourism. The Department of Tourism is comprised of Tourism, the South Dakota Arts Council and the State Historical Society. The Department is led by Secretary James D. Hagen. The State Historical Society, an Affiliate of the Smithsonian Institution, is headquartered at the South Dakota Cultural Heritage Center in Pierre. The center houses the society’s world-class museum, the archives, and the historic preservation, publishing and administrative/development offices. Call 605-773-3458 or visit history.sd.gov for more information.
Two Brandon Industrial Parks are ‘Certified Ready’

Two industrial parks in Brandon, the Brandon Industrial Park and the Corson Development Park, were announced as South Dakota Certified Ready Sites.

“Each time we approve an industrial park as ‘certified ready,’ it means our communities are taking critical steps towards further economic development,” said Pat Costello, Commissioner, South Dakota Governor’s Office of Economic Development (GOED). “We’ve had a successful year so far with this program and I am confident we’ll continue to see more and more industrial parks apply for the South Dakota Certified Ready Sites program.”

Established in 1999, the Corson Development Association represents a partnership between local and regional development organizations including the Brandon Development Foundation, Minnehaha County Economic Development Association (MCEDA) and the Sioux Falls Development Foundation. Combined with the neighboring Brandon Development Park, eight businesses occupy nearly 100 acres and currently employ more than 240 people. Approximately 60 acres of land remain available for development between these two parks.

“We’re pleased the GOED approved both parks as ‘South Dakota Certified Ready’ because that opens the door to more opportunities, making Brandon an attractive location for prospects,” said Nick Fosheim, secretary for the Corson Development Association and executive director of Lincoln County/Minnehaha County Economic Development Association (LCEDA/MCEDA).

“As Brandon continues to grow, it is crucial for our community to take the necessary steps we need to be taking to give our properties every competitive edge they can get,” said Dennis Olson, assistant city administrator. “The Certified Ready Sites program makes those preparations easy and I advise every community to consider applying for the program.”

The South Dakota Certified Ready Sites Program is an economic development tool available to all counties, cities, townships, planning districts, business improvement districts and developers.

The South Dakota Certified Ready Sites Program is operated under the supervision of the GOED for the purpose of providing consistent information on sites available throughout the state. Visit www.sdreadytopartner.com.
The NFAA Easton Yankton Archery Center was unanimously awarded the right to host the 2015 World Youth Championships by World Archery’s Executive Board in May.

The bid, submitted by the National Field Archery Association Foundation, met all the Executive Board’s stringent criteria, designed to select the most suitable host for a World Archery Youth Championships.

The South Dakota-situated venue impressed the group enough that they voted unanimously in favor of the NFAA Easton Yankton Archery Center as host of the 2015 event, to run from June 8-14. Mexico City was among the other locations considered.

An estimated 600 competitors from 60 countries are expected at the event, supported by a similar number of team management and family. The tournament schedule will include an official practice period, three days of qualification and eliminations – and two days of spectator finals.

Juan-Carlos Holgado, 1992 Olympic team gold medallist and World Archery’s Event Director was impressed by the venue. “This is a fantastic facility, fit for an international event,” he said. “It’s one of the best archery centers I’ve seen, and the two outdoor Olympic archery ranges mean it’s got the capacity to welcome the high number of young archers that compete at the youth world championships.”

National Field Archery Association President Bruce Cull said: “As the home of the NFAA, Yankton is a centerpiece for archery in the United States. By bringing the young generation of international archers to the Center, we not only have the chance to give them a great event but display our world-class venue and City to competitors from around the globe.”

World Archery Secretary General Tom Dielen said: “Yankton 2015 is the next in a series of World Archery events we’ve successfully partnered with the National Field Archery Association Foundation board and staff to deliver. Bruce Cull and his team stage the popular and growing final of the Indoor Archery World Cup at their Las Vegas Shoot, and held the 2012 World Archery Indoor Championships in the same city. I’m wholly confident that these 2015 youth championships will run to the same high level, in one of the most impressive archery facilities in the world.”

Beautifully located in the Great Plains of the United States, the venue, the City of Yankton and State of South Dakota have the infrastructure needed to support the Tournament. “Everything is in close proximity, the venue’s very safe for young archers and Yankton 2015 should prove to be an excellent event,” Juan-Carlos concluded.

The NFAA Easton Archery Center in Yankton was one of the first Easton Centers to be built, and is a Partner center of the Easton Foundation as well as home to the National Field Archery Association headquarters.
Municipalities Must Determine Whether They Are Subject to Penalties under Obamacare

By Jerry L. Pigsley and Kelly M. Ekeler, Harding & Shultz, P.C., L.L.O.

The payroll records you are maintaining now will determine your municipality’s fate under the Patient Protection and Affordable Care Act (“Obamacare” or “PPACA”). In February 2014, the Department of Treasury and the Internal Revenue Service issued final rules implementing large employer penalties under the PPACA. The question small-to-medium size municipalities are asking is “How will the penalty affect us?”

Employee Count: Full-Time, Part-Time, and Seasonal

Under the PPACA, “large employers” subject to penalties include municipalities with 50 or more full-time (“FT”) employees or full-time equivalent employees (“FTEs”) during the preceding year. The catch is that the PPACA has unique rules for counting FT employees and FTEs. A FT employee is any employee, including a seasonal worker, who is employed for an average of at least 30 “hours of service” per week, or 130 hours of service in a calendar month. “Hours of service” include all paid leave and certain types of unpaid leave. Independent contractors and temporary employees must be included if they would be considered common law employees. Each employee who works an average of 30 hours per week or 130 or more hours in a month counts as one FT employee for the calendar month.

Employees averaging less than FT status, including seasonal workers, must also be included in the number of FTEs for each month. Converting such employees to FTEs involves two steps:

1. Calculate the aggregate hours of service for the month for all employees who are not FT employees for that month. When aggregating hours, do not count any hours of service in excess of 120 hours for the month for any one employee.

2. Take the total aggregate hours from step 1 for the month and divide by 120. The result is the total number of FTEs for that month.
Determining If the Municipality Is Subject to Penalties

Determining whether a municipality is a “large employer” subject to penalties under the PPACA involves two additional steps:

3. Add the total FT employees and FTEs for each calendar month. This gives a total employee number for January, a total employee number for February, and so on.

4. Add the total employees from all 12 calendar months and divide the sum by 12. Round down to the next lowest whole number.

If the final number from step 4 is fewer than 50 employees, the municipality is not a large employer and should not be subject to penalties for the following year. However, the same calculation must be performed each year to determine whether the municipality still qualifies as a small employer for the following year.

If the final number from step 4 is 50 or more employees, there are special rules that may reduce the total to below 50 employees. For example, if employees in excess of 50 were seasonal workers and the total of FT employees and FTEs is 50 or greater for 120 or fewer days or four or fewer calendar months, the municipality is not a large employer and should not be subject to penalties. Under a different rule, a municipality may determine its status as a large employer by using a period of at least 6 consecutive months during 2014.

Conclusion

Even if a municipality qualifies as a small employer, there are still an overwhelming amount of new rules small municipalities are facing. For example, beginning January 1, 2014, a group health plan cannot have a waiting period of more than 90 days. A municipality must carefully maintain payroll records supporting its status as a small employer under PPACA and repeat the calculation every year. Paired with new health plan reporting requirements, expect 2014 payroll and health plan records to be heavily scrutinized.

Editor’s Note: This article is not intended to provide legal advice to our readers. Rather, this article is intended to alert our readers to new and developing issues and to provide some common sense answers to complex legal questions. Readers are urged to consult their own legal counsel or the authors of this article if the reader wishes to obtain a specific legal opinion regarding how these legal standards may apply to their particular circumstances. The authors of this article can be contacted at Harding & Shultz, P.C., L.L.O. phone: 402-434-3000 or by e-mail at jpigsley@hslegalfirm.com or kekeler@hslegalfirm.com.

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<td>cityofwhitewood.net</td>
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Good, bad, or ugly, there are not many updates to report in the workers compensation world. Depending on your position, this may be good…or bad. Either way, you may have heard some rumors around the water cooler so we will touch on a couple of highlights.

Wage Calculations
This spring, the South Dakota Department of Labor and Regulation (SD DOLR) received a Petition for Declaratory Ruling regarding bonuses being included as part of an employee’s “earnings” when calculating Average Weekly Wage (AWW) for workers’ compensation indemnity benefits.

Currently, the SD DOLR has held that non-discretionary or earned bonuses that are based on an employee’s performance are included in the AWW calculation. The Department has also ruled that discretionary bonuses that are not tied to performance are generally not included as “earnings” when calculating AWW and compensation rate. Examples of discretionary bonuses include Christmas bonuses and quarterly or year-end bonuses that are paid to all employees and are not based on individual performance or merit.

The SD DOLR scheduled a public hearing on August 26, 2014 at the Kneip Building, 700 Governors Dr., Pierre, SD 57501. By the time this is published, we will be awaiting the Decision. Additional information regarding the hearing and this process is available at www.dlr.sd.gov/workerscomp.

It has been our experience that most members do not typically issue non-performance based bonuses, or if they do, the amounts are not very large. The outcome of the hearing may have more bearing on private employers and employees.

Subrogation
A previous workers compensation article explained the importance of subrogation or the right of recovery from a liable party. We are involved when the work injury is due to a third party’s negligence and request reimbursement from that person or their insurance company.

Workers compensation is on the opposite side of the subrogation matter when the health carrier is requesting reimbursement for payment of medical expenses allegedly related to a work injury. When a claim is initially denied but later found to be compensable, the medical expenses will be considered for payment. The case of Whitesell v Rapid Soft Water & Spas addressed the question of how much and to whom.

Whitesell v Rapid Soft Water & Spas was appealed to the South Dakota Supreme Court on the issue of medical expense reimbursement.

The employee, Whitesell, argued that the employer/insurer should pay for the full amount of medical expenses charged by the provider. The employer/insurer argued that it was only responsible to pay the amount actually paid because the applicable statute requires the employer to “reimburse” for all payments made (SDCL 62-1-1.3). The Department ruled that the insurer satisfied its statutory obligation when it reimbursed the health carrier and the employee’s out of pocket expenses.

Although this interpretation of the statute seems to make perfect sense, Whitesell appealed to the circuit court, which reversed the Department’s decision. This caused us to sit up straight in our chairs and take notice because the impact of that ruling is potentially very significant.

Consider this example where a hospital charge is $45,000 but due to negotiated discounts, provider network agreements, or other arrangements, the health carrier pays $25,000:
- Under the DOLR ruling, we would reimburse the health insurance company $25,000
- Under the circuit court decision, we would pay the full $45,000 charge. (The question: Who gets the extra $20,000 that was never paid to the hospital? Was never answered.)

As you can see, there is a definite potential for increased claim payments based on the circuit court ruling.

The case was further appealed to the South Dakota Supreme Court, which agreed with the Department of Labor and Regulation and found that the circuit court erred in their ruling. The Department’s order was reinstated. This was a bit too close for comfort and we are glad to be back to business as usual.

Jennifer Andrisen Selzler SCLA AIC CSRP SDWCS
Workers Compensation Claims Manager
Claims Associates, Inc.
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Call the SD Municipal League at **1-800-658-3633** for more information.

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South Dakota Municipal League
Spearfish:
Look No Further Because You Will Want to Stay

By Jeff Mehlhaff, SDML Staff

The City of Spearfish nestled at the mouth of the Black Hills with its gorgeous hills surrounding the city creates an awe-inspiring view and if one catches the right day, where the low hanging clouds are just rolling over the hills you will witness a picturesque scene.

The City of Spearfish, South Dakota, a name uniquely its own, is the only one in the United States. If you are attending the South Dakota Municipal League (SDML) annual conference in October or just want to visit Spearfish some other time, there is a wealth of activities, amenities and friendly people throughout the community.

There is Lookout Mountain Park, Spearfish Canyon and Falls, D.C. Booth Historic Fish Hatchery and Archives, Matthews Opera House, Thoen Stone site, High Plains Western Heritage Center, Spirit of the Hills Wildlife Sanctuary, a local brewery Crow Peak, historic downtown Spearfish, the hydroelectric facility, Spearfish Rec & Aquatics Center, recreation paths, golf and disc golf courses, city campground as well as other places to see.

A drive through and a walk along the paths of Spearfish Canyon offers some of the best scenery in the Black Hills no matter what time of the year one visits. Spearfish Canyon boasts the feeling of being up close and personal with the surrounding ridges as well as several falls including Bridal Veil, Roughlock and Spearfish Falls. A variety of trees with marvelous colors in the fall welcomes those who travel through Spearfish Canyon.

“You get to see the city, you get a taste of what is in the hills,” Mayor Dana Boke said about Lookout Mountain.

The Lookout Mountain Park offers 756 acres of outdoor recreation with hiking and biking trails throughout. Standing a top Lookout Mountain, one gets a picturesque feel for the Spearfish area and a panoramic view of the City of Spearfish. At a leisurely pace, one can get to the top of Lookout Mountain and down in about one and a half hours with time to take everything in.

“Downtown Friday Nights” brings on average 3,000 people from the area to Spearfish’s downtown every Friday night for thirteen weeks throughout the summer, running from June 6 through August 29. A variety of bands are featured and even the Budweiser Clydesdales made an appearance this year. The event closes off portions of downtown for the band, vendors and to accommodate everyone attending the event.

Over the last few years the City of Spearfish has partnered with downtown businesses to complete a downtown revitalization project. The project included new stoplights, signage, historic light fixtures, wider sidewalks, a clock tower, fire pit, resting benches as well as greenspace intertwined throughout the downtown area. These improvements along with the business facade rehabilitation loan program have transformed the downtown area of Spearfish.

“Spearfish has a high level of focus on enhancing and updating our downtown core, but it is also important to preserve our heritage and history. For our 125th birthday, we installed historic plaques that allow visitors and residents a look into the past of downtown Spearfish and remember the heritage of our city,” Boke said.
While downtown, make sure to look for the various informational plaques describing the history of various downtown buildings. The downtown shops provide an eclectic range of options for everyone including coffee shops, clothing stores, home décor, antiques, bike and outdoor shops as well as many others.

“Downtown Spearfish has become a gathering place. Everyone has their favorite coffee shop or place that they meet friends and it makes Spearfish a very comfortable place,” Boke stated.

“Spearfish has always been situated as a regional trade hub. What we find is that Spearfish is still situated in that same location as it was over 125 years ago, a regional trade center where people come in to do business,” City Administrator Joe Neeb stated.

Spearfish draws in people from all over the region including Wyoming, Montana and the Williston area for shopping, school, work, a place to live and city/community services.

“You can look around and this place is beautiful, but then you look inside and the people are just as amazing,” Boke said on what drives Spearfish forward.

The population of Spearfish grew by about 23.5% according to the 2000 census and an additional 22% by the 2010 census. Since the 1970 census, Spearfish has seen a population increase of approximately 125%!

“The trend for this next 10 years is right on track for another double-digit growth,” Neeb stated regarding the future growth of Spearfish.

Spearfish is experiencing a high demand in the retail and medical sectors. With Spearfish being a hot spot for retirees, the demand for medical facilities has led to an expansion of the Spearfish Regional Hospital.

Part of the growth and innovation that has made Spearfish a success has been projects like the conversion of an empty Wal-Mart building, where the city purchased the building and transformed it into the city-operated Spearfish Rec & Aquatics Center.

The Spearfish Rec & Aquatics Center was modified from an empty Wal-Mart building in 2008 and now offers two full basketball courts, volleyball, soccer, tennis, a cardio room, strength training room, cycling room, several special event rooms, concessions area, community lounge, rental rooms and more covering a total of 71,000 square feet. Attached to the rec center is the aquatics center, which features a two-acre water park with a 260 foot lazy river, three huge water slides, kiddie pool, splash pad, 400 gallon dump bucket, climbing wall, adventure walk and other amenities.

A combination of population and economic growth has led the school district to build a new school, which the school district expects will need an expansion in the next year.

The State Department of Transportation (DOT) will shift the entire bridge at exit 14 in 2016 to accommodate increased traffic flow and development in the area.

The City of Spearfish is requesting to take over operation of the airport from the county. The city hopes to make improvements to the airport and thereby provide better access for those flying to Spearfish.

“We have the busiest non-commercial airport in the state,” Neeb stated regarding the future city airport.

The City of Spearfish operates a city campground situated along Spearfish Creek with over 62 full hook-up sites and over 150 other sites for tents and RVs. Golfers can check out Spearfish Canyon and Elkhorn Ridge and the city also boasts two disc golf courses. In total, the city maintains 130 acres of parkland encompassing 26 developed parks and sports field areas.
“Our parks and green spaces are what most visitors remember after leaving Spearfish. Our campground, parks and recreation paths allows them to experience the full beauty of the Black Hills without leaving town,” Boke said.

With Spearfish Creek flowing through the community, the City of Spearfish maintains 7.5 miles of recreation path along Spearfish Creek and throughout the community. The city is continuously looking to improve the walkability of the community.

Situated along Spearfish Creek between the city park and campground is the D.C. Booth Historic National Fish Hatchery and Archives. The fish hatchery is one of the oldest operating hatcheries in the country dedicated to fish culture and resource management. Between 20,000-30,000 rainbow trout are stocked out of the hatchery each year by the South Dakota Department of Game, Fish, and Parks. The hatchery grounds and other buildings are free to tour.

Livability.com named Spearfish one of its top 10 small towns for 2014. For cities with populations under 20,000 the process included ranking criteria relating to livability such as community involvement, crime rate, health care, educational attainment, natural amenities, employment, population growth and others factors.

“You don’t have to look any further than Spearfish,” Boke stated as her overall view on Spearfish.

The City of Spearfish maintains a small town atmosphere while moving forward with growth and development and at the same time offers many large city services.

Boke recalled the story of a new business owner, who came to town 20 years ago and was told by everyone, you are going to love it here, and that he eventually put the tag line “Spearfish, you are going to love it here” on his business card.

By the end of your visit to Spearfish, you too, may find that “you love it here” and have a hard time leaving because of the wealth of services activities and overall friendliness of the community.
Spearfish has been named a Top 10 Small Town, 2014 by Livability.com, a national website that ranks quality of life and travel amenities of America’s small to mid-sized cities.

For this list of cities, editors analyzed more data on micropolitan areas than ever before. Using metrics from Esri, they started by looking at cities with populations under 20,000, then dug into statistics like cost of living, health-care spending, racial and socioeconomic diversity, adult obesity, crime, civic engagement, air quality and natural amenities, just to name a few of the 41 data points. After narrowing down the list, editors conducted a visual assessment of the cities and found out what visitors had to say about them and what residents liked about living there.

“Throughout the U.S., we’re seeing a resurgence of emphasis on downtowns in cities of all sizes,” says Livability.com Editor Matt Carmichael. “It’s nice to see in the big cities, certainly, but it’s especially great to see these smaller towns not just holding their own, but also thriving.”

Top 10 Small Towns, 2014
1. Los Alamos, NM
2. Northfield, MN
3. Lebanon, NH
4. Hood River, OR
5. Port Angeles, WA
6. Glenwood Springs, CO
7. Spearfish, SD
8. Heber City, UT
9. Traverse City, MI
10. Hailey, ID

Abundant natural resources, technological innovations and an impressive collection of recreational facilities make Spearfish an attractive destination for young families, entrepreneurs and businesses. Residents enjoy a healthy environment with low carbon dioxide emissions; arts and cultural amenities like galleries, theaters and live musical performances; an excellent school system, which provides every high school student with a laptop; and a diverse economy that provides ample job opportunities.

The presence of Black Hills State University gives Spearfish a college town vibe, complete with the benefits that a college offers to its community. The university provides many entertainment options, including live performances, art shows and educational opportunities, not to mention the more than 4,400 students who support local businesses. Coffee shops, pubs, restaurants and shops draw a steady stream of people to the downtown area, which hosts a series of Friday night concerts during the summer months and a Christmas parade in December.

The restored Matthews Opera House is home to several community and professional theater troupes that provide year-round entertainment. A variety of festivals and celebrations help unite the community. Children never seem to tire of visiting the D.C. Booth Fish Hatchery, which features underwater viewing areas along with playgrounds, a museum and tours of a historic home. The High Plains Western Heritage Center treats patrons to live Western music and poetry shows; stagecoach, buggy and chuck wagon displays; and exhibits about mining, Native Americans and cowboys.

More than 25 parks and athletic areas provide Spearfish residents with opportunities to engage in a large number of recreational activities including swimming, hiking, sports, skateboarding and fishing. The city’s 2-acre water park lets residents cool off during warm months by floating in the lazy river, splashing down three large water slides or getting soaked under the 400-gallon dump bucket. The water park includes a splash area for kids, climbing wall and areas for water aerobics and lap swimming. Spearfish Creek runs through town. Its continually fast flow carved a gorge that is believed to be older than the Grand Canyon. Famed architect Frank Lloyd Wright, who visited Spearfish Canyon in the 1930s, called the area “unparalleled elsewhere in our country.”

Much of Spearfish is connected to the Internet through high-speed fiber optic lines, making it possible for many residents to telecommute to work. Businesses have four telecommunications providers to choose from.
Making the Most of the SDML Conference

Before you go
Bring a good idea from home to share and a supply of business cards. If your city has promotional stickers or pins, bring a supply to share to make your hometown visible and help you make connections.

Make a plan
When you arrive, review the full program of sessions. Map out the sessions you will attend. If others from your community are attending, decide together who will go to what. Your municipality will gain the most when attendees divide and conquer. ALL MEETINGS ARE OPEN TO ALL ATTENDEES.

Orientation
If you are a first time attendee, plan on going to the “Orientation for New Attendees” session on Wednesday morning so you can learn more about the conference and the League, as well as meet other first-timers.

Attend the sessions
All sessions listed on the conference program are open to ALL conference attendees – you do not have to be a member of the affiliate group to attend their meeting.

For the Elected Officials
While you are welcome to attend any of the meetings you see in the program, the Elected Officials are especially encouraged to participate in sessions specially designed for them. Elected Officials will have the opportunity to discuss budgeting and fiscal responsibility; recovering from disasters; utility financing and rate setting; data resources available to municipalities; public libraries; contracts and agreements; and special events risk management.

Take notes
Good session notes – complete with notations of who you want to share the information with after the conference and ideas the information generates – will be invaluable when you prepare a summary. Plan to share it with other municipal officials, citizens and appropriate staff.

Daily review
Each evening as you wind down from the day of sensory overload, review your session notes and jot down the top three discoveries. What were the most important, pertinent, useful or amazing discoveries that day? How are they significant to your municipality? Write them down. And – on a specific day in your calendar – note an idea you want to pursue.

Network
Make it a habit to introduce yourself to others around you at session and events. Have plenty of business cards to share. You can start conversations by asking questions. What part of the conference have they enjoyed most so far? How long has he/she held his/her position? What are the biggest issues the community faces? You may have common concerns to explore, or solutions that your community has developed.

Visit the exhibits
Exhibitors have a lot of experience with municipalities and are experts in their field. They can be great sources of information and solutions for municipal concerns. Exhibits are open 8 a.m. to 4 p.m. on Wednesday and 8 a.m. to 11 a.m. on Thursday.

Policy Committees
If you serve on a Policy Committee, those meet on Wednesday afternoon. If you are not on a policy committee, this is an excellent opportunity to sit in on one that is of interest to you. Policy Committees shape the Statement of Policy that guides the League’s legislative agenda for the coming session.

Vote
Make sure your municipality has a voting delegate at the business meeting on Friday morning so your voice is counted.

All SDML Annual Conference information can be found at www.sdmunicipalleague.org.

SOUTH DAKOTA MUNICIPALITIES
in the election of League board members and the adoption of the Policy Statement.

Cost/Benefit
Know what it costs your municipality to send you to the conference and be prepared to talk about the benefits your local government receives as a result. Municipal government is a lot like parenthood. It is impossible to know all about it until you are in the thick of it. There is a lot of on-the-job learning – and the SDML Conference is the single best forum for learning about municipal governance in South Dakota.

Relax
Relax and enjoy the sights and delights of Spearfish. Take time to renew yourself every evening to be refreshed the next day. Return home with your notes, contacts, resources, ideas, and dreams – and the commitment to make a difference with what you have learned!

2014 Topics at a Glance
Spearfish is the place to be October 7-10 as SDML members gather for the Annual Conference.

Cory Chalmers, CEO and Founder, HOARDERS.com and Crime Scene Steri-Clean, will be headlining our general sessions with his “Cleaning Up” presentation. Featured on the Emmy nominated TV series, Hoarders, Cory takes his 19 years of experience in biohazard and hoarding remediation across the country, cleaning up some of the worst hoarding cases ever seen. Corey works with cities, hotels, companies, and Fortune 500 companies. Following Cory’s presentation, our panel of SD Experts discuss how to take what we’ve learned and “Bring it Home.”

Also during general sessions, you’ll hear about “Keeping Them Local!” from Craig Schroeder, Senior Associate of Youth Engagement and Hometown Competitiveness Coordinator, Center for Rural Entrepreneurship. Craig’s Youth Attraction Formula is a tool for cities to use to address persistent population decline largely due to significant youth out-migration.

Other Sessions Include:
- ABC’s of Municipal Websites
- Disaster Recovery
- Funding and Planning for Utility Projects
- Data Resources for Cities
- The World of Libraries
- Contracts, Agreements, and Special Events Risk Management
- Rural Transit Issues and Answers
- Disaster Preparedness
- Ensuring Success in Succession Management
- Cleaning Out Creeks and Waterways
- Unmanned Aerial Systems (UAS) and Unmanned Aerial Vehicles (UAV)

First-Time Attendees
City employees and elected officials who have not previously attended an annual conference are invited to attend the Orientation for New Attendees meeting in Spearfish on Wednesday, October 8, 2014 at 9:00 a.m. This is an opportunity to learn more about the South Dakota Municipal League (SDML), get a chance to meet the Municipal League staff and Board Members and get a better understanding of what the League does for the municipalities in South Dakota.

This meeting will be hosted by SDML President Becky Brunsing, who is also the Finance Officer in Wagner, and other members of the SDML Board of Directors and Staff. They will review the conference agenda, share some of the success stories of the SDML and explain the purpose of the policy committees.

SDML Past President Paul Young, who is also a councilmember in Spearfish, will share with you his perspective on what the League means to him, his community and the State of South Dakota as a whole. Other Board members and League staff will be introduced and have an opportunity to share some of their thoughts.

Past First Timer meeting attendees have spoken very highly of attending this gathering and learning more about the SDML.

If this is your first conference, you are strongly encouraged to attend this meeting. See you in Spearfish!

SDML Committees

2014 Nominating Committee
Tracy Turbak, Director of Finance, Sioux Falls, Chair
Dennis Olson, Assistant City Administrator/Finance Officer, Brandon
Paul Young, Councilmember, Spearfish

2014 Auditing Committee
Karl Alberts, Finance Officer, Aberdeen, Chair
Pauline Sumption, Finance Officer, Rapid City
Becky Brunsing, Finance Officer, Wagner
Michelle Wenzel, Assistant Finance Officer, Spearfish
By Representative Noem

A few summers ago, my kids and I had the opportunity to visit the World War II Memorial in Washington, D.C. The Memorial features pillars with the name of each state and U.S. territory inscribed toward the top. The pillars are then positioned around an oval pool. While the pillars and pool often become the Memorial’s focal point, one of my favorite parts is the quotes carved into the surrounding walls. A comment from President Harry Truman, in particular, sticks out to me: “Our debt to the heroic men and valiant women in the service of our country can never be repaid. They have earned our undying gratitude.”

In far too many cases, our Veterans Affairs (VA) system has failed to show this nation’s gratitude. Last week, I was very troubled to learn the details of mismanagement claims at VA health care facilities that serve South Dakotan veterans. It highlights that mismanagement, data manipulation, and poor care is not an isolated problem, but a system-wide epidemic. Nationwide, this mismanagement has resulted in some veterans waiting months – even years – to receive care. And in a handful of cases, our nation’s heroes died waiting for care.

Our veterans deserve better and I will do everything I can to make sure they get better.

On July 30, I helped send an agreement to the President’s desk, which he has now signed, that would begin to overhaul the broken Department of Veterans Affairs. I was proud the agreement didn’t just focus on fixing the symptoms of the problem, but invested in making corrections that veterans can benefit from long into the future.

The legislation addresses mismanagement by giving the Secretary of the VA more authority to fire senior employees who are responsible for the poor care some veterans are receiving. It also reduces funding for bonuses that are made to VA employees and increases the money available to hire more doctors and nurses.

I believe one of the most important provisions, however, was a section that ensured veterans can seek private care if VA doctors are unable to treat them within 30 days or if that patient resides more than 40 miles from the nearest VA facility. I’m hopeful this will improve the situation for veterans immediately.

These reforms cannot be the end of the conversation, as a single bill will not correct the devastating problems that plague the VA. I will be watching very closely and monitoring the implementation of the new provisions – especially the feature that offers private care if VA care is unavailable. I also believe more must be done to ensure each employee is adequately trained to use proper scheduling practices. I’m afraid that is still lacking. I also hope there is a change in the culture at the VA with a new Secretary of the VA and new leadership throughout the agency to fix the wide-ranging problems.

We have to do more than share our words of gratitude with American veterans. Now is the time to take a step back and re-evaluate what our actions say to American veterans – and the women and men currently in uniform. I’m proud the House and Senate could work together to bring some relief to the VA health care system, but we can’t just check the box and put the issue behind us.

I am committed to our veterans and I will do everything I can to make sure those who fought for our country have access to a health care system that treats them with dignity and respect.
2014 SDML GOLF SCRAMBLE

Date/Time: Tuesday, October 7th * Sign in 1:00 pm* Tee off at 2:00 pm

Location: Spearfish Canyon Country Club, 120 Spearfish Canyon Road

Format: Competition will be 9 holes, 4 person scramble, shotgun start. **Teams will be paired up after signing in at golf course and not before.**

Eligibility: Any individual attending the SDML Conference and their guests. Novice & Advanced Players Welcome! Prizes will be Awarded!!

Fees: $25 per person (Includes tax, green fee and cart)

2014 SDML Golf Scramble Registration Form

Municipality/Organization:________________________________________________________

Name: _______________________________________

Email: _______________________________________

Nine hole handicap or average__________ Nine hole score__________

Please include your $25/person fee with the registration form.

***ONLY PERSONAL CHECKS OR CASH WILL BE ACCEPTED***
**Spearfish Canyon Hydroelectric Plant Tour**  
**Wednesday & Thursday, October 8th & 9th**

Get a chance to take a free tour of the Spearfish Canyon Hydroelectric Plant in Spearfish, SD. The hydroelectric plant system was constructed and brought online in 1911 as part of the Homestake Mining Company. The system consists of a diversion dam on Spearfish Creek at Maurice, SD, a tunnel (aqueduct), a forebay dam, collection of cylinder standpipes and a powerhouse. The system operates on available inflow and a limited amount of short-term storage. The City of Spearfish acquired the plant in 2004/2005 to protect the flow of water through the community as well as protecting downstream irrigation users. The plant on average generates 26 Million kWh annually.

**Tour Registration Form**

**Municipality Represented:**

| *Each tour time is limited to the first 25 people that sign-up.*  
| *Transportation provided to and from the Convention Center. Trolley will load at the main entrance to the Convention Center at tour time.*  

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*Please Return Registration by September 16, 2014 to:  
Fax: 605-224-8655  
Email: april@sdmunicipalleague.org  
South Dakota Municipal League  
208 Island Drive  
Fort Pierre, SD 57532  

Tour provided courtesy of:
11th Annual

SOUTH DAKOTA MUNICIPAL LEAGUE

Fun Walk/Run
Just for the Health of It!
Free To All Registered Delegates and Guests

Hosted By SDML Sponsored Risk Sharing Pools:
  • SDML Workers’ Compensation Fund
  • South Dakota Public Assurance Alliance
  • Health Pool of South Dakota

Registration Due to the SDML Office By September 10th
1 Entry Form Per Participant - make additional copies as needed. (Please Print)

Name_____________________________ City_____________________________

Adult T-Shirt Size:   ___S   ___M    ___L   ___XL   ___XXL

RELEASE AND WAIVER OF LIABILITY,
ASSUMPTION OF THE RISK AND INDEMNITY AGREEMENT AND CONSENT TO MEDICAL TREATMENT

By my signature below, I acknowledge that I am aware of, appreciate the character of, and voluntarily assume the risks involved in participating in the 2014 11th Annual Walk/Run at the 2014 South Dakota Municipal League Annual Conference in Spearfish.

By my signature below, on behalf of myself, my heirs, next of kin, successors in interest, assigns, personal representatives, and agents, I hereby:
1. Waive any claim or cause of action against and release from liability the South Dakota Municipal League, SDPAA, SDML WC Fund and the HPSD, its officers, employees, and agents for any liability for injuries to my person or property resulting from my participation in the activity listed above;
2. Agree to indemnify and hold harmless the South Dakota Municipal League, SDPAA, SDML WC Fund and the HPSD, its officers, employees, and agents for any claims, causes of action, or liability to any other person arising from my participation in the activity listed above; and
3. Consent to receive any medical treatment deemed advisable during my participation in the activity listed above.

I HAVE READ THIS RELEASE AND WAIVER OF LIABILITY, ASSUMPTION OF THE RISK AND INDEMNITY AGREEMENT AND CONSENT TO MEDICAL TREATMENT, FULLY UNDERSTAND ITS TERMS, UNDERSTAND THAT I HAVE GIVEN UP SUBSTANTIAL RIGHTS BY SIGNING IT, AND HAVE SIGNED IT FREELY AND VOLUNTARILY WITHOUT ANY INDUCEMENT, ASSURANCE, OR GUARANTEE BEING MADE TO ME AND INTEND MY SIGNATURE TO BE A COMPLETE AND UNCONDITIONAL RELEASE OF ALL LIABILITY TO THE GREATEST EXTENT ALLOWED BY LAW.

Name_____________________________ Date of Birth________________

Signature________________________________ Address________________

Signature of Guardian if under the age of 18________________________________

Thursday, October 9th
• Meet in the Holiday Inn lobby at 6:45 am
• Starts at 7:00 am
• Route begins and ends at Holiday Inn
• Full route is 2.7 miles

Prize drawing for participants at start of event!

11th Annual Fun Walk/Run
Just for the Health of It!
Free To All Registered Delegates and Guests

Hosted By SDML Sponsored Risk Sharing Pools:
  • SDML Workers’ Compensation Fund
  • South Dakota Public Assurance Alliance
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Name_____________________________ City_____________________________

Adult T-Shirt Size:   ___S   ___M    ___L   ___XL   ___XXL

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By my signature below, I acknowledge that I am aware of, appreciate the character of, and voluntarily assume the risks involved in participating in the 2014 11th Annual Walk/Run at the 2014 South Dakota Municipal League Annual Conference in Spearfish.

By my signature below, on behalf of myself, my heirs, next of kin, successors in interest, assigns, personal representatives, and agents, I hereby:
1. Waive any claim or cause of action against and release from liability the South Dakota Municipal League, SDPAA, SDML WC Fund and the HPSD, its officers, employees, and agents for any liability for injuries to my person or property resulting from my participation in the activity listed above;
2. Agree to indemnify and hold harmless the South Dakota Municipal League, SDPAA, SDML WC Fund and the HPSD, its officers, employees, and agents for any claims, causes of action, or liability to any other person arising from my participation in the activity listed above; and
3. Consent to receive any medical treatment deemed advisable during my participation in the activity listed above.

I HAVE READ THIS RELEASE AND WAIVER OF LIABILITY, ASSUMPTION OF THE RISK AND INDEMNITY AGREEMENT AND CONSENT TO MEDICAL TREATMENT, FULLY UNDERSTAND ITS TERMS, UNDERSTAND THAT I HAVE GIVEN UP SUBSTANTIAL RIGHTS BY SIGNING IT, AND HAVE SIGNED IT FREELY AND VOLUNTARILY WITHOUT ANY INDUCEMENT, ASSURANCE, OR GUARANTEE BEING MADE TO ME AND INTEND MY SIGNATURE TO BE A COMPLETE AND UNCONDITIONAL RELEASE OF ALL LIABILITY TO THE GREATEST EXTENT ALLOWED BY LAW.

Name_____________________________ Date of Birth________________

Signature________________________________ Address________________

Signature of Guardian if under the age of 18________________________________

Thursday, October 9th
• Meet in the Holiday Inn lobby at 6:45 am
• Starts at 7:00 am
• Route begins and ends at Holiday Inn
• Full route is 2.7 miles

Prize drawing for participants at start of event!
# 2014 Annual Conference Registration Form

**Municipality Represented:**

- Please TYPE OR PRINT your information as you would like it to appear on the name tag.
- For **each** attendee, check the box(s) of the days they will be attending. Registration Fee Schedule is below.
- **FIRST TIME CONFERENCE ATTENDEES:** Please check the box next to your name and include your email. This only applies to SDML Members that are attending the Annual Conference for the first time.

<table>
<thead>
<tr>
<th>Name</th>
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**TOTAL AMOUNT ENCLOSED $**

Please return registration by September 16, 2014 to: South Dakota Municipal League

*No Refunds After September 23, 2014

**Payment Must Accompany Registration**

(Sorry No Credit Cards Accepted)

<table>
<thead>
<tr>
<th>CONFERENCE REGISTRATION FEES</th>
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<tr>
<td>SDML Members*</td>
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<tr>
<td>Pre-Registration for multiple day attendance – must be postmarked or received by 9/16/14</td>
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<td>Non-member/Government/Non-Profit</td>
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<td>Registration for only a single day of attendance – received at any time for only a single day of attendance **Does not apply to Company Representatives</td>
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*Members are officials and employees of a municipality that pay annual dues to the SD Municipal League.
**Company representatives are individuals representing a company or business that are not participating in the exhibitor program.

If you are unsure which category you should register under, please contact the League at 1-800-658-3633 or april@sdmunicipalleague.org.
Tuesday, October 7, 2014

2:00 p.m.  SDML Golf Tournament *(Complete details and registration form on page 27.)*
Spearfish Canyon Country Club, Spearfish
*Hosted by: City of Spearfish*
SD Municipal League

7:00 p.m.  SDML Board of Directors Meeting

Wednesday, October 8, 2014

8:00 a.m.  Registration

8:00 a.m.  Exhibits Open

8:00 a.m.  ABC’s of Municipal Websites
*Ross Heupel, Marketing Director, GovOffice Web Solutions*

9:00 a.m.  Orientation for New Attendees

9:00 a.m.  SD City Management Association
*Presiding: Leon Schochenmaier, SDCMA President, Pierre*
1. Business Meeting and Election
2. Professional Development Session

9:00 a.m.  SD Municipal Electric Association
*Presiding: Todd Chambers, SDMEA President, Watertown*
1. Technology Roadmap for Public Power Utilities
   *Pat Corrigan, Vice President – Public Utilities, Elster Solutions, LLC*
2. MRES and Heartland Update
   *Joni Livingston, MRES and Steve Moses, HCPD*
3. EPA 111(d) Emission Regulations for Electric Generation
4. Arc-Flash: Background and New OSHA Requirements
   *Chris Nordquist, PE, DGR Engineering*
5. Business Meeting and Election

10:00 a.m.  SDML Pooling Meetings
*● SD Public Assurance Alliance*
*● Health Pool of SD*
*● SDML Workers’ Compensation Fund*

11:00 a.m.  Social Media – The Good, The Bad, and The Ugly
*Ron Burmood, Director of Member Services, SDPAA and Deb Corkill, Executive Assistant, SDPAA*
*Let's Make A Work Comp Deal*
An audience participation ‘Game Show’ regarding the SDML Workers’ Compensation Fund.

Noon  Safety Awards Luncheon
*Presiding: Doug Kirkus, Safety Benefits, Inc.*
*Hosted by: SDML Workers’ Compensation Fund*
SD Public Assurance Alliance

1:00 p.m.  Spearfish Hydro Plant Tour
*Pre-registration required. (Will repeat again at 2:15 p.m., 3:30 p.m. and Thursday.)*
*(Complete details and registration form on page 28.)*
Meet at the Convention Center entrance to board the Trolley.
Take a free tour of the Spearfish Canyon Hydroelectric Plant in Spearfish. The hydroelectric plant system was constructed and brought online in 1911 as part of the Homestake Mining Company. The system consists of a
diversion dam on Spearfish Creek at Maurice, SD, a tunnel (aqueduct), a forebay dam, collection of cylinder standpipes and a powerhouse. The system operates on available inflow and a limited amount of short-term storage. The City of Spearfish acquired the plant in 2004/2005 to protect the flow of water through the community as well as protecting downstream irrigation users. The plant on average generates 26 Million kWh annually.

1:00 p.m. **Elected Officials Workshop**
1. Disaster Recovery
   Jack Dokken, Public Assistance Officer, SD Office of Emergency Management
2. Budgeting and Fiscal Responsibility for Elected Officials
   Rod Fortin, Director of Local Government Assistance, SD Dept. of Legislative Audit

1:00 p.m. **SD Municipal Attorneys’ Association**
*Presiding: Dean Hammer, SDMAA President, Dell Rapids*
1. Business Meeting and Election
2. Roundtable Discussion

1:00 p.m. **SD Building Officials’ Association**
*Presiding: Greg Miller, SDBOA President, Brookings*
1. Business Meeting
2. Building Officials Handbook Revisions
   Mark Humphreys, Executive Director, SD Board of Technical Professions

1:00 p.m. **SD Governmental Finance Officers’ Association**
*Presiding: Mary McClung, SDGFOA President, Harrisburg*
1. Business Meeting and Election
2. Legislative Audit Updates
   Rod Fortin, Director of Local Government Assistance, SD Dept. of Legislative Audit
3. Disaster Preparedness
   Jack Dokken, Public Assistance Officer, SD Office of Emergency Management

1:00 p.m. **SD Police Chiefs’ Association**
*Presiding: Lyndon Overweg, SDPCA President, Mitchell*
1. Business Meeting and Election
2. Presentations:
   Marty Jackley, SD Attorney General
   Craig Price, SD Highway Patrol
   Bryan Gortmaker, SD DCI
   Scott Rechtenbaugh, SD Law Enforcement Training
   Dennis Kaemingk, SD Dept. of Corrections
   Jon Bierne, SD Forensics Lab

1:00 p.m. **SD Municipal Street Maintenance Association**
*Presiding: Craig Wagner, SDMSMA President, Hartford*
1. Business Meeting and Election
2. Cleaning Out Creeks and Waterways – Rules and Regulations
   SD LTAP
3. Drainage
   SD LTAP

4:00 p.m. **SDML Policy Committee Meetings**
- **General Government**
  *Presiding: Mike Wendland, Mayor, Baltic*
- **Public Health, Safety, and Welfare**
  *Presiding: Tom Paisley, Building Official, Spearfish, Chair*
- **Public Works**
  *Presiding: Mark Cotter, Public Works Director, Sioux Falls, Chair*
- **Taxation and Revenue**
  *Presiding: Pauline Sumption, Finance Officer, Rapid City, Chair*

4:00 p.m. **SDML Auditing Committee**
*Presiding: Karl Alberts, Finance Officer, Aberdeen, Chair*

4:00 p.m. **SDML Nominating Committee**
*Presiding: Tracy Turbak, Director of Finance, Sioux Falls, Chair*

5:00 p.m. **Exhibit Area Social**

6:00 p.m. **Dinner on Your Own**
Busing will be provided by the City of Spearfish on a first-come-first-served basis on a set route to five restaurants.* Meet at the Convention Center’s main entrance to catch the buses.
*Find a listing of these and other restaurants in Spearfish at www.sdmunicipalleague.org.
Thursday, October 9, 2014

7:00 a.m.  SDML 11th Annual Walk/Run  Pre-registration required. (Complete details and registration form on page 29.)
Starts from Holiday Inn, meet in Holiday Inn lobby at 6:45 a.m.
Hosted by:  Health Pool of SD  
SDML Workers’ Compensation Fund  
SD Public Assurance Alliance

7:45 a.m.  Breakfast

7:45 a.m.  Past Presidents’ Breakfast

8:00 a.m.  Registration

8:00 a.m.  Exhibits Open

8:00 a.m.  Resolutions Committee
Presiding: Jeanne Duchscher, Finance Officer, Parker, Chair

9:00 a.m.  Elected Officials Workshop
1. Funding and Planning for Utility Projects  
   Jeff Hines, President, American Water Works Association
2. Data Resources for Cities  
   Erick Abrahamson, Black Hills Knowledge Network
3. The World of Libraries  
   Daria Bossman, SD State Librarian
4. Contracts, Agreements, and Special Events Risk Management  
   Judy Payne, Executive Director, SDPAA

9:00 a.m.  SD Airport Management Association
Presiding: Philip Tiedeman, SDAMA President, Brookings
1. Review of Projects around the State  
   Jon Becker, SD DOT Office of Aeronautics
2. New Consultant Selection Requirements  
   Colton Stahl, SD DOT Office of Aeronautics
3. Unmanned Aerial Systems (UAS) and Unmanned Aerial Vehicles (UAV)  
   Steven Hoogerhyde, FAASTeam Program Manager, Federal Aviation Administration
4. Business Meeting and Election

9:00 a.m.  SD Association of Code Enforcement
Presiding: Scott Simianer, SoDACE President, Hot Springs
1. Business Meeting
   Scott Simianer, Building Official/Zoning Administrator, City of Hot Springs
3. Discussion and Review of Code Enforcement Brochures  
   SoDACE Education Committee Members

9:00 a.m.  SD Governmental Human Resource Association
Presiding: Donna Langland, SDGHRA President, Brookings
1. Business Meeting and Election
2. Ensuring Success in Succession Management  
   Ray Weinberg, Principal, metapHRases Solutions

9:00 a.m.  SD Municipal Liquor Control Association
Presiding: Jim Morey, SDMLCA Trustee, Flandreau
1. Business Meeting and Election
2. Discussion of dissolving the Association

9:15 a.m.  Spearfish Hydro Plant Tour  Pre-registration required. (Will repeat again at 10:30 a.m.)
(Complete details and registration form on page 28.)
Meet at the Convention Center entrance to board the Trolley.

Noon  Excellence in SD Municipal Government Award Luncheon
Featured Speaker:  Governor Dennis Daugaard (Invited)
Presentation of the 2014 Excellence in SD Municipal Government Award  
SDML Hall of Fame Induction – Honoring 20 years and more of municipal service.  
(Complete details and nomination form on page 35.)
Hosted by:  BankWest Trust Department  
The First National Bank in Sioux Falls – Trust Department

New this year!
Conference Text Alerts

For reminders and updates about the 2014 SDML Annual Conference... text the word CONFERENCE to 605-646-4658 to receive text alerts directly to your phone.

All subscribers will be entered to win a $100 gift card! The winner will be announced at the SDML Annual Business Meeting on October 10 in Spearfish. You do not have to be present to win.

Standard text message and data rates apply for subscribers. This includes when you subscribe, receive texts, or reply to a text.
1:00 p.m.  SD Chapter, American Public Works Association  
**Presiding: John Childs, President, SD Chapter APWA**  
1. TBD  
2. Business Meeting

1:00 p.m.  South Dakota Fire Chiefs Association  
**Presiding: Jim Sideras, President, SDFCA**  
1. SD Fire Chiefs Introductions  
2. SD Fire Marshal’s Office  
3. SD EMS Department  
4. US States Attorney’s Office

1:30 p.m.  General Sessions  
1. Cleaning Up  
   Cory Chalmers, CEO and Founder, HOARDERS.com and Crime Scene Steri-Clean  
   Featured on the Emmy nominated TV series, *Hoarders*, Cory takes his 19 years of experience in biohazard and hoarding remediation across the country, cleaning up some of the worst hoarding cases ever seen. Corey works with cities, hotels, companies, and Fortune 500 companies.

3:45 p.m.  2. Bringing it Home  
Our panel of SD Experts discuss how to take what we’ve learned from Cory Chalmers and “Bring it Home.”  
Scott Simianer, Building Official/Zoning Administrator, City of Hot Springs  
Mike Olson, Code Enforcement Officer, City of Aberdeen  
Adam Altman, City Attorney

4:15 p.m.  3. Rural Transit Issues and Answers  
Barbara Cline, Executive Director, Prairie Hills Transit

5:30 p.m.  President’s Reception (for all attendees)  
Hosted by: D.A. Davidson & Co.

6:30 p.m.  Celebrate South Dakota Dinner  
Hosted by: Dougherty & Company, LLC  
**Entertainment: Gordy Pratt as Seth Bullock: The Spirit of the West**  
As we “Celebrate South Dakota” with our 125th Statehood Celebration, Gordy Pratt brings the past alive as the ghost of Seth Bullock in Seth Bullock: The Spirit of the West. Gordy uses “first-hand” stories and original songs to weave a colorful tale of the Wild West. His mix of humor, history and music richly bring to life such famous figures as Wild Bill Hickok, Calamity Jane and Bullock’s good friend Theodore Roosevelt.  
Hosted by: Midcontinent Communications

Friday, October 10, 2014

8:00 a.m.  Registration

8:00 a.m.  Breakfast

8:30 a.m.  General Session  
**Keeping Them Local!**  
Craig Schroeder, Senior Associate of Youth Engagement and Hometown Competitiveness Coordinator, Center for Rural Entrepreneurship  
Craig Schroeder’s Youth Attraction Formula is a tool for cities to use to address persistent population decline largely due to significant youth out-migration. Craig, who grew up in a town with a population of 223 people, brings more than 20 years of agricultural and rural work experience and graduated from the University of Nebraska-Lincoln with a Bachelor of Science degree in Agricultural Economics with emphasis in Rural Community Economics and Marketing.

10:30 a.m.  SDML Annual Business Meeting and Election  
1. Auditing Committee Report  
2. Executive Director’s Report  
3. Resolutions Committee Report  
4. Discussion and Adoption of 2015 Statement of Policy  
5. President’s Report  
6. Nominating Committee Report  
7. Annual Election of Officers  
8. Other Business  
9. Prize Drawing – Must be Present to Win!
The South Dakota Municipal League Hall of Fame was created to honor those elected and appointed officials and employees who have served municipalities in South Dakota for 20 or more years.

Applicants, living or deceased, must have completed 20 years of municipal service as of September 30, 2014. Inductees will be recognized at the October 9th luncheon during the Annual Conference in Spearfish and in the November issue of South Dakota Municipalities.

Years of service do not have to be consecutive or with the same municipality. Recognition will be one time per individual.

This recognition will be ongoing, if 20 years of service is completed after September 30, 2014 the official or employee is eligible to be inducted into the 2015 Hall of Fame.

If you or someone you know is eligible, please complete and return this form by September 15, 2014 to be recognized at the Annual Conference and in the November issue of South Dakota Municipalities.

Please provide a photo and a one paragraph description (100 words max, please email if possible) of the Inductee’s biography or major accomplishments while serving the municipality to be used in the November magazine. Digital photos must be at least 300 dpi.

Return to: SDML, 208 Island Drive, Ft. Pierre, SD 57532
Fax: 605-224-8655 Email: carrie@sdmunicipalleague.org
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South Dakota Municipal League
Proposed Statement of Policy

The following are the policies as suggested by the four Policy Committees, which met August 13 and 14 in Ft. Pierre. During the Annual Conference, to be held October 7-10 in Spearfish, there will be several important steps taken before any of these policies become the official Statement of Policy of the Municipal League. First, the Policy Committees will meet again on Wednesday afternoon, October 8 to review these changes, and to consider any new information or suggestions from members. The Policies will then be submitted to the Resolutions Committee, which will meet on Thursday morning, October 9, and will recommend the final set of policies for a vote of the membership at the Annual Business Meeting on Friday, October 10.

The Statement of Policy guides the League Staff and lobbyists during the legislative session and functions as a reference for the League’s position on various issues affecting local government.

General Government Committee

POLICIES

MUNICIPAL EMPLOYEES

1. The SDML supports an amendment to restrict or repeal the presumptions included in SDCL 9-16-45 pertaining to circulatory or respiratory disease as “occupational” in firefighters, and opposes any amendment to expand the disease presumption regarding occupational diseases affecting volunteer and active paid firefighters. (GG – 2000; CB7)

2. The SDML supports legislation authorizing municipal access to federal background checks for licensees. (GG – 2008; 2009)

3. The SDML supports legislation to make municipal laws consistent as to the use of the term “finance officer” rather than “clerk/treasurer.” (GG – 2010)

1st Joint Safety & Loss Control Training Conference
November 12-13, 2014
Ramkota Hotel • Pierre, SD

“Learning From The Past, Preparing For The Future”

Keynote Speaker: Alison Levine
Alison is the Team Captain of the First American Women’s Everest Expedition, an Adjunct Professor at the US Military Academy at West Point and Author of On the Edge: The Art of High-Impact Leadership.

Topics to be Presented:
• Cyber Risk and Cyber Liability
• Ergonomics in the Workplace
• Recognizing Meth Labs and the Waste Left Behind
• Contracts and Special Events Liability
• The Effects of an Aging Workforce
• Workers’ Compensation 101

For registration information please contact Janet at Safety Benefits 888.313.0839 or jsoprer@safety-benefits.com

Sponsored By:
State of South Dakota Office of Risk Management
South Dakota Public Assurance Alliance | SDML Workers’ Compensation Fund
Safety Benefits Inc | Insurance Benefits Inc | Claims Associates Inc
GOVERNMENT ETHICS AND OPERATIONS

4. The SDML supports legislation that would exempt municipalities from the regulations of the unclaimed property laws. (GG – 2000; 12)

5. The SDML supports amending SDCL 12-1-5 to include municipal election officials on the State Board of Elections. (GG – 2000; 13)

6. The SDML supports establishing a deadline 90 days in advance of the annual municipal election for the submission of initiative or referendum petitions or petitions involving recall elections. (GG – 2011)

7. The SDML supports clarifying the voting requirements for non-ordinance items in the aldermanic form of government. (GG – 2010)

A. The SDML supports amending state law to clarify residence requirements for municipal elected officials. (GG – 2014)

B. The SDML supports amending SDCL 3-4-1 (5) to include an alderman moving out of the ward from which the alderman was elected to the list of events creating a vacancy. (GG – 2014)

C. The SDML supports amending SDCL 9-13-16.1 to clarify that the person in charge of the election may make last-minute, emergency appointments to fill precinct election boards. (GG – 2014)

8. The SDML supports changing the makeup of the local board of equalization to more appropriately reflect the distribution of property tax revenues. (GG – 2008)


10. The SDML supports amending statutes regarding designation of official newspapers to require the newspaper submit the circulation density by local government jurisdiction. (GG – 2011; 2013)
Proposed Statement of Policy

11. The SDML supports legislation to allow a local option for resolutions to be published by title and abbreviated explanation only. (GG – 2006)


13. The SDML supports reviewing open meeting laws in conjunction with any Open Government Task Force so long as the SDML is adequately represented. (GG – 2009; 2012)

14. The SDML opposes state regulation of the Health Pool of South Dakota, the South Dakota Public Assurance Alliance, or the SDML Workers’ Compensation Fund. (GG – 2003)

15. The SDML supports legislation to raise the threshold for requiring a performance bond to $50,000. (GG – 2006)

16. The SDML supports legislation amending SDCL 34A-6-29 to make the collection of delinquent garbage collection fees consistent with the collection of other delinquent municipal utility fees. (GG – 2006)

17. The SDML supports legislation to allow funds to be deposited directly to municipalities from the state, rather than going first through the counties. (GG – 2006)

18. The SDML will not oppose the addition of a penalty for the late submission of an annual report as long as the deadline for submission can be moved back to May 31 of each year and there is a provision for the Department of Legislative Audit to allow for an extension as circumstances merit. (GG – 2006)

19. The SDML supports the repeal of restrictions contained in SDCL 4-3-27 regarding payments by electronic transaction. (GG – 2009)

20. The SDML supports changing the vote to create a hospital district to a simple majority. (GG – 2007)

21. The SDML supports legislation stating a vacancy is created if no one files a petition. (GG – 2012)

22. The SDML supports equal treatment of all government facilities which serve as the official office of elected officials or any buildings where governing bodies officially meet on a regular basis. (GG – 2012)

23. The SDML supports the repeal of SDCL 9-38-42 in order to allow park boards to submit budgets on the same schedule as all other departments. (Resolutions Committee – 2012)

24. The SDML supports comprehensive clean up in Title 9 clarifying distinctions between appointed and hired employees. (GG – 2013)
Proposed Statement of Policy

25. The SDML supports clarifying municipal statutes to provide procedures consistent with state laws on absentee voting, including the absentee voting deadline and when absentee voting begins. (GG – 2013)

26. The SDML supports making special assessments for sidewalks consistent with all other special assessment procedures. (GG – 2013)

D. The SDML supports legislation making non-sufficient fund/returned check fees consistent for all entities. (GG – 2014)

27. The SDML supports clarifying that nuisance assessments may be made by local resolution. (GG – 2013)

COMMUNITY AND ECONOMIC DEVELOPMENT

28. The SDML supports allowing a separate and additional class of on-sale liquor licenses for golf courses. (GG – 2003; 2007; 2008)

29. The SDML opposes any change to the requirement that alcoholic beverage licenses be given only to a single legal description. (GG – 2000; 21)

E. The SDML supports allowing the direct shipment of wine to consumers, so long as local sales taxes are paid, and adequate controls exist to prevent access by minors. (GG – 2014)

30. The SDML supports a reduced rate for ballot publications. (GG – 2009)

LOCAL CONTROL AND HOME RULE

31. The SDML supports legislation that would exclude club licenses (class M licenses) from the limitation on the total number of liquor licenses allowed within a municipality. (GG – 2000; 23)

32. The SDML supports permissive legislation granting municipalities the power to control the number and the fees for on-sale and off-sale liquor, wine, and malt beverage licenses to be granted within the municipality. (GG – 2000; 24)

33. The SDML supports local control of the sale, use, distribution, marketing, and promotion of tobacco products that are more restrictive than those provided by the Legislature. (GG – 2003)

34. The SDML strongly supports legislation to distance state laws from Dillon’s Rule. (GG – 2005)

35. The SDML supports legislation to allow municipalities under 5,000 the same ability to establish the price of a liquor license as is allowed to those municipalities over 5,000 population. (GG – 2007)

36. The SDML supports legislation restricting the use of carrier licenses by prohibiting alcoholic beverages in taxicabs. (GG – 2013)

CORE BELIEFS

Municipal Employees

CB1. The SDML endorses the retention of the existing state constitutional right to work law and opposes any state or federal legislation that interferes with or affects that right. While recognizing the right of employees to organize, it is fundamental that each employee be guaranteed individual freedom of choice in joining or not joining a union or other employee organization. (GG – 2000; CB1)

CB2. The SDML advocates that the cities continue to review and upgrade job safety and health standards for all municipal employees and require the use of safety equipment by municipal employees while on duty. (GG – 2000; CB2)

CB3. The SDML supports legislation that prohibits violence in the workplace. (GG – 2000; CB3)

CB4. The SDML urges local governing bodies to adopt those portions of the Municipal League Personnel Manual that meet their local needs. (GG – 2000; CB4)

CB5. The SDML encourages member municipalities to allot funding and paid time for employee and officials training and educational opportunities so that municipal service is made more effective and at the same time employees may become qualified for promotion to higher level positions. The SDML encourages municipal employees and officials to join and participate in professional associations, job related organizations, and other continuing education activities and urges cities to allot funding and paid time for such membership and participation. (GG – 2000; CB5)

CB6. The SDML urges municipalities to prepare and adopt Equal Employment Opportunity policies that comply with law. (GG – 2000; CB6; 2013)
Proposed Statement of Policy

CB7. The SDML is opposed to any legislation or administrative rules adopting binding arbitration. (GG – 2000; 2007; CB10)

CB8. The SDML opposes repeal of Article III, Section 26 of the South Dakota Constitution relating to municipal powers denied to private organizations. The SDML opposes any further changes in SDCL 3-18-3 providing for the voting procedure for determination of bargaining unit representation. The SDML supports SDCL 3-18-10 which prohibits strikes by public employees. (GG – 2000; CB11)

CB9. The SDML supports local consideration of “equal pay for equal work” but opposes the development of comparable worth pay systems through DOL rulemaking that advances the notion that government should dictate an organization’s compensation program. (GG – 2000; CB12; 2013)

CB10. The SDML urges cities who do not have a retirement system to join the South Dakota Retirement System after careful fiscal review. (GG – 2000; CB13)

CB11. The SDML recommends that municipalities make available health and life insurance coverage for their employees. (GG – 2000; CB14)

CB12. The SDML urges municipalities and other units of local government to consider joining the SDML Workers’ Compensation Fund, the South Dakota Public Assurance Alliance, the South Dakota Public Funds Investment Trust, the Health Pool of South Dakota, and SDML Municipal Government Software; and to review other services available through the SDML. (GG – 2000; CB15)

CB13. The SDML supports legislation amending SDCL 62-1-5 and SDCL 62-1-5.1 by revising the compensation rate for volunteers not to exceed the salary from regular employment, and for unemployed volunteers not to exceed the minimum compensation rate under law. (GG – 2000; 4)

CB14. The SDML opposes any investment of the assets of the South Dakota Retirement System in “social investing” or “venture capital.” (GG – 2000; 5)

CB15. The SDML opposes any legislative action allowing a participating entity or group of members from being removed from the South Dakota Retirement System. (GG – 2000; 6)

CB16. The SDML supports permissive legislation to allow municipalities the option of providing a matched supplemental retirement plan. (GG – 2000; 7) (Moved from General Policy)

Community and Economic Development

CB17. The SDML urges all municipalities to adopt a fair housing policy. (GG – 2000; CB16)

CB18. The SDML opposes bills similar to the “Bradley Bill” because of the potential environmental, social and economic impacts on the people and governments of South Dakota. (GG – 2000; 20)

CB19. The SDML encourages the Governor and the Legislature and the Ellsworth Authority to assist in the efforts to retain Ellsworth Air Force Base as a viable military facility. (GG – 2003; 15)

Government Ethics and Operations

CB20. The SDML endorses the Core Beliefs espoused by the National League of Cities.† (GG – 2000; CB18)

CB21. The SDML encourages municipalities to initiate policies to oppose racial profiling in any municipal activity. (GG – 2000; CB19)

CB22. The SDML encourages municipal elections to remain non-partisan. (GG – 2003)

CB23. The SDML supports efforts to review and update state statutes related to municipal government provided the South Dakota Municipal League has appropriate representation in that process. (GG – 2000)

Local Control and Home Rule

CB24. The SDML encourages federal, state, and local government leaders to continue to work with American Indian tribes to resolve taxation, regulatory, environmental and infrastructure issues, and law enforcement concerns. Such efforts should address concerns resulting from the federal government placing land into trust on behalf of American Indian tribes without such tribes having entered into a binding agreement with state and local entities on the collection of taxes, law enforcement, infrastructure and environmental concerns, and regulations. (GG – 2000; CB20)
CB25. The SDML encourages consolidation of the Boards of Equalization with the cooperation of all entities of local government in order to relieve taxpayers of unnecessary burdens and encourages legislation to require counties to consolidate Boards of Equalization when requested by a municipality. (GG – 2000; CB21)

CB26. The SDML opposes any legislation expanding the power and authority of special districts, subdistricts, cooperatives, and sanitary districts to render services without allowing municipalities the same options. (GG – 2000; CB22)

CB27. The SDML proactively opposes the mandatory OSHA requirements being applied to municipalities. (GG – 2000; 2)

CB28. The SDML opposes any legislation which would inhibit municipalities from providing services requested by citizens in whatever form the citizens approve. (GG – 2006)

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1 Core Beliefs of the National League of Cities We Believe in...
- Representative, participatory local government
- Local government as the cornerstone of government in the United States
- The value of public service
- The value of diversity throughout our organization and our communities
- Municipal authority over municipal issues
- A commitment to the highest ethical standards among all public officials
- Civility and mutual respect
- Anticipating the needs of communities and developing strategies to meet those needs and improve the quality of life
- Partnerships, coalitions, and collaborations to strengthen cities and our advocacy efforts

Public Health, Safety, and Welfare Committee

POLICIES

PUBLIC HEALTH AND SAFETY
1. The SDML supports the right of local jurisdictions to establish firefighting standards. The SDML does not oppose fire standards such as those issued by the National Fire Protection Association (NFPA) as long as such standards allow municipalities real and substantial flexibility for the way municipalities provide fire and emergency medical services. (PHSW – 2002; 7)

2. The SDML encourages the licensing of building contractors by local units of government to ensure that contractors comply with minimum standards to protect the consumer. (PHSW – 2004)

A. The SDML supports legislation to expand affordable housing opportunities in South Dakota. (PHSW – 2014)

3. The SDML encourages the local units of government to use the funds available from the State of SD to combat West Nile and encourages the State of SD to increase these funds. (PHSW – 2007)

B. The SDML supports making affordable public and private health care coverage available to all South Dakotan’s. (PHSW – 2014)

CB2. The SDML supports a statewide task force to review access and resources for mental health care, including the treatment of alcoholism, drug addiction, and gambling addiction. The SDML calls for the State of South Dakota to assume increased responsibility for funding of detoxification and alcoholic, drug addiction, and gambling treatment facilities from state alcohol beverage taxes and gaming revenues. (PHSW – 2000; 2014 CB2) (Amended and moved from Core Beliefs)

4. The SDML supports legislation to provide stronger penalties and increase requirements for mandatory vehicle insurance. (PHSW – 2007)

5. The SDML supports legislation to remove restrictions which prohibit municipalities from prohibiting the use of phosphates in lawn fertilizers within city limits. (PHSW – 2010)

6. The SDML urges cities to continue weekly testing of pools and public bodies of water as previously required by the Department of Environment and Natural Resources. (PHSW – 2011)

7. The SDML encourages legislation supports continued efforts to reduce distracted driving. (PHSW – 2012; 2014)

8. The SDML supports legislation specifically allowing local adoption of enacting the International Property Maintenance Code on a statewide basis.
with the option of local administration. (PHSW – 2013; 2014)

9. The SDML supports legislation revising aviation statutes to create consistency between state and federal law. (PHSW – 2013)

LOCAL CONTROL AND HOME RULE

10. The SDML encourages standards be developed to provide equal 911 service to all citizens and visitors, and encourages cooperative efforts to improve 911 services and efficiency. The SDML opposes mandated consolidation of 911 service centers. (Adopted at Joint Board Meeting between SDML and SDACC, December, 1999; 8; Amended by SDML Board, December, 2006)


CORE BELIEFS

Public Health and Safety

CB1. The SDML believes that the main emphasis of environmental protection should be information and assistance to municipalities and education of the general public. The League urges the State and Federal Government to fully fund programs and provide technical assistance for planning and implementing programs and regulations established by state and federal laws. The League urges continued research and pilot studies in the fields of pollution control, flood control, water and conservation, river siltation, forest management and waste management. (PHSW – 2000; CB1)

CB2. The SDML supports continuing legislative review of the treatment of alcoholism, drug addiction, and gambling addiction. The SDML calls for the State of South Dakota to assume increased responsibility for funding of detoxification and alcoholic, drug addiction, and gambling treatment facilities from state alcohol beverage taxes and gaming proceeds. (PHSW – 2000; CB2)

CB3. The SDML recognizes the costs associated with maintaining and training regional emergency response teams in South Dakota and supports continued funding from the State of South Dakota. (PHSW – 2006; 2007; 2010) (Amended and moved from General Policy)

CB4. The SDML supports legislation that requires that users of private telephone switches or services be provided capabilities of the same level of 911 services as is available to other residents of the jurisdiction. (PHSW – 2000; 1) (Moved from General Policy)

CB5. The SDML supports legislation that would require communication companies to make customer records available, in electronic format, to municipalities for enhanced 911 services. (PHSW – 2000; 2) (Moved from General Policy)

CB6. The SDML supports legislation that continues to maintain compliance with the Juvenile Justice and Delinquency Act of 1974 and supports legislation for funding compliance. (PHSW – 2000; 2007; 3) (Moved from General Policy)

Municipal Finance

CB7. The SDML encourages local governments to install 911 and maintain systems using the Funding Surcharge allowed by SDCL 34-45 (Emergency
Proposed Statement of Policy

Reporting Telephone) and encourages legislation to increase this surcharge to fully fund the system. (PHSW – 2000; 2007; 2010; CB3)

Local Control and Home Rule
CB8. The SDML opposes any state environmental laws and regulations that are more stringent than existing federal environmental laws, standards and regulations. (PHSW – 2000; CB4)

Community and Economic Development
CB9. The SDML supports ensuring K-12 education is at the highest academically competitive levels as well as the teaching of basic life skills and responsibilities. (PHSW – 2003)
CB10. The SDML supports the use of public and private colleges and universities in producing labor studies and other studies on local needs and resources, and in the development of a statewide master plan for economic development. (PHSW – 2003)
CB11. The SDML encourages general education cost forgiveness for South Dakota university and technical school graduates who stay in-state for a specified length of time. (PHSW – 2003; 2010)
CB12. The SDML supports the creation of a long-range technology master plan for South Dakota. (PHSW – 2003)
CB13. The SDML urges investment in research and development and intellectual property using research triangles and incubator programs to promote these endeavors. (PHSW – 2003)
CB14. The SDML recognizes that the mismanagement of the Black Hills National Forest is a health, safety and economic development issue for residents of South Dakota. The SDML supports policies that prioritize quality of life and economic development in the Black Hills National Forest. (PHSW – 2003)
CB15. The SDML urges the SD Department of Environment and Natural Resources to recognize that environmental regulations cost municipalities an immense amount of money, which could
Proposed Statement of Policy

otherwise be spent on economic development and quality of life improvements. The SDML urges DENR to keep environmental regulation as reasonable and affordable as possible for municipalities in South Dakota. (PHSW – 2003)

CB16. The SDML recognizes the importance of maintaining the National Science Lab, and strongly supports its development at the former Homestake mine. (PHSW – 2005; 14) (Moved from General Policy)

CB17. The SDML encourages the development of a state-wide economic development policy in South Dakota—recognizing that quality of life in communities is a major factor. (PHSW – 2002) (Moved from General Policy)

Public Works Committee

POLICIES

LOCAL CONTROL AND HOME RULE

1. The SDML recommends that the Department of Transportation, the Legislature, and any county affected, carefully review the financial impact of the transfer of any roads, bridges or highways to the municipality. The SDML supports legislation to require counties and the state to provide to municipalities all maintenance records and bridge inspections prior to the negotiation of a transfer. (PW – 2000; 2010; 1)

2. The SDML strongly supports legislation affirming the authority of municipal government to control activities and charge for the use by utilities within public rights-of-way within municipal jurisdiction. (PW – 2000; 2)

3. The SDML opposes any regulation by others of any service provided by or regulated by a municipality. However, the SDML strongly feels that municipalities should be included in any discussion on restructuring of the energy and telecommunication industries. (PW – 2000; 3)

4. The SDML supports state legislation allowing the municipality to own and operate a cable TV system, when allowed by federal law. (PW – 2000; 5)

PUBLIC HEALTH AND SAFETY

5. The SDML recommends that the State Department of Transportation analyze and make recommendations to the legislature regarding the adverse effects of state load and length limits on municipal streets, bridges, and traffic patterns regarding state load limits, issuing of permits, or truck lengths. (PW – 2000; 2010; 6)

6. The SDML strongly urges the Department of Environment and Natural Resources and the South Dakota State Legislature to adopt rules, regulations and appropriate legislation to designate the entire Big Sioux River Basin as a water source protection area and to establish a management plan for the allocation of water in the Big Sioux River Basin (the river and associated aquifers.) (PW – 2000; 7)

7. The SDML supports the Safe Drinking Water Act Amendments of 1996; however, the SDML opposes federally mandated drinking water standards unless based upon proven human health risks substantiated by scientific data. The SDML continues to support monetary assistance to public water systems based upon flexible and reasonable incentives. (PW – 2000; 2008; 8)

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8. The SDML opposes the US Corps of Engineers’ proposal to levy fees on the storage of water in the Missouri River reservoirs to recover costs of constructing the Missouri River dams. The policy would pose severe economic impacts to municipal and rural water systems in the state. (PW – 2011)

9. The SDML supports the Department of Environment and Natural Resources establishing water quality standards that protect public health and the environment, but opposes EPA mandates that establish national one-size-fits-all standards that do not fit South Dakota because they are overly protective, have negligible environmental benefit, and have a dramatic economic impact to publicly owned wastewater treatment works. (PW – 2011)

**COMMUNITY AND ECONOMIC DEVELOPMENT**

10. The SDML supports amendments to annexation laws that increase local authority. (PW – 2000; 9)

11. The SDML supports planning and zoning legislation that will encourage continuity between city and county planning and zoning procedures and reduce ambiguities within the adoption process, enabling municipalities to more effectively adopt and administer their comprehensive plan, zoning regulations, and subdivision regulations. (PW – 2000; 10)

12. The SDML would strongly oppose any legislation to overrule local zoning or building codes pertaining to mobile homes, manufactured houses or trailer houses. (PW – 2000; 11)

13. The SDML supports the right and authority of municipalities to have at least an equal voice in platting, zoning, planning, code enforcement, and flood management control in the extraterritorial area. The SDML also supports legislation to enhance municipalities’ ability to gain extraterritorial jurisdiction, and permissive legislation allowing cities and counties to enter into intergovernmental agreements for Urban Growth Areas. (PW – 2000; 12)
Proposed Statement of Policy

14. The SDML supports legislation to amend SDCL 9-4-1 to exclude “registered voters” from the petition process for annexation of contiguous territory. *(Transferred from GG – 2000; 13)*

15. The SDML supports legislation to ensure that municipalities control planning, zoning, and development issues within the corporate limits. *(PW – 2003)*

16. The SDML would support legislation broadening authority of existing municipalities’ control of the incorporation of new municipalities within three miles of existing corporate limits. *(PW – 2006)*

17. The SDML supports legislation to provide guidance for wastewater regionalization. *(PW – 2012)*

18. The SDML opposes the proposals set forth in the March 16, 2012 memo by Department of Energy Secretary Chu because the policies could adversely affect the continual operation of municipally owned electric systems in South Dakota. *(PW – 2012)*

MUNICIPAL UTILITIES

19. The SDML opposes forced transfer or sale of ownership of state or federally owned dams and power marketing administrations. *(PW – 2000; 2010; 15) (Deleted portion moved to Core Beliefs)*

20. The SDML opposes the practice of the federal government threatening the loss of funding to ensure compliance with federal guidelines. The SDML requests the Department of Environment and Natural Resources to allow flexibility to water systems to meet water certification requirements and urges the Department of Environment and Natural Resources to continue monetary assistance and free training for water certification. *(PW – 2000; 2008; 16)*

21. The SDML opposes any legislative and regulatory barriers to the creation of municipal electric utilities and supports the fundamental principle of public power and the right of municipalities to provide any utility service desired by their citizens. *(PW – 2004)*
Proposed Statement of Policy

22. The SDML supports legislation that empowers municipalities to determine responsibility for service lines between the homeowner and the city. (PW – 2005)

23. The SDML supports the right and authority of municipalities to retain local control over all aspects of placement and use of individual alternative power systems. (PW – 2008)

24. The SDML encourages policymakers in Congress, the FCC, and the USDA to understand the importance of robust broadband deployment in rural America and how the National Broadband Plan needs to be dramatically altered to avoid a digital divide between rural and urban citizens. (PW – 2010)

25. The SDML supports amending annexation laws to ensure non-contiguous municipal utility facilities, specifically wastewater treatment plants and landfills, be considered to be within municipal boundaries. (PW – 2012)

26. The SDML urges the Board of Water and Natural Resources to remove the percentages set by SDCL 34A-6-85 for the Solid Waste Management Grant Program, thereby allowing all applications equal opportunity to be considered for funding based on the merit of the project. (PW – 2005; 2007)

27. The SDML supports continuation, reinstatement, or new state and federal grants and loans, at sustained levels, including State Revolving Fund monies, to local governments to facilitate construction and upgrading of sewer, stormwater utility, water, and solid waste facilities as mandated by state and federal regulations. (PW – 2000; 2007; 2010)

28. The SDML encourages the reinstatement, by the SD DOT Commission, of the 90/10 Swap Program as soon as practical. (PW – 2009)

29. The SDML supports allowing municipalities to transfer drainage utility funds as needed to best

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SOUTH DAKOTA MUNICIPALITIES
serve the drainage system of their community. (PW – 2012)

CORE BELIEFS

Public Health and Safety
CB1. The SDML urges municipalities to develop ordinances that establish water and energy priorities within the municipality to conserve these resources. Further, the SDML urges municipalities to develop and implement public education programs designated to encourage water and energy conservation methods. (PW – 2000; CB1)

CB2. The SDML endorses the wise use of energy and urges local officials to be able to provide adequate input into any energy management or energy standards plan or regulation that affects local government. (PW – 2000; CB2)

CB3. The SDML feels strongly that a concerted effort should be made by the state, counties, and cities of this state to eliminate traffic hazards and provide uniform traffic control devices and signing for streets and highways. (PW – 2000; CB3)

Local Control and Home Rule
CB4. The SDML recommends that streets and highways constructed with state/federal funds be based upon consultation and coordination with the local government. (PW – 2000; CB4)

CB5. The SDML urges the Transportation Commission, with input from municipal government, to develop and adhere to an adequate transportation plan and supports the development of an access management model. Further, municipalities must be offered participation in any change affecting their area. (PW – 2000; CB5)

CB6. The SDML opposes any state mandated prohibition against the cities’ right to construct with their own crews. (PW – 2003)

Community and Economic Development
CB7. The SDML believes that municipal and county governments should formulate and control all local planning and zoning programs. (PW – 2000; CB7)

Municipal Utilities
CB8. The SDML supports the rights of municipalities to establish electric utility systems to provide service within their corporate limits and adjacent urban growth areas. (PW – 2006)

CB9. The SDML opposes any legislation limiting or eliminating a municipal electric utility’s right to serve customers facilitated by annexation and/or condemnation. (PW – 2006)
Proposed Statement of Policy

CB10. The SDML encourages the state and federal government to maintain said dams in a safe and usable condition. (PW – 2010) (Partially moved from General Policy)

CB11. The SDML supports the continued training and certification of landfill operators. (PW – 2000; 2004; 2010; 17) (Moved from General Policy)

CB12. The SDML opposes any changes to the Power Marketing Administrations and specifically the Western Area Power Administration which deviate from the principles of beneficiary pays and cost-based rates. (PW – 2012)

Taxation and Revenue Committee

Policies

Community and Economic Development

1. The SDML supports revising the business improvement district statutes to allow municipalities and counties to enter into joint projects and to locally determine all rates. (T&R – 2003)

2. The SDML supports creating incentives within the REDI fund for investment, not just job creation. (T&R – 2003)

3. The SDML supports making REDI funds available for infrastructure and infrastructure master planning. There is plenty of raw land, but it needs infrastructure before it can be sold to prospects or developed in a timely manner. (T&R – 2003)

Municipal Finance

4. The SDML supports cooperative efforts to return a portion of the video lottery revenues to municipalities. (T&R – 2000; 2)

5. The SDML supports legislation to increase the license fee that municipalities may charge on video lottery machines. (T&R – 2000; 3)

6. The SDML supports amending SDCL 6-3-3 to return the required percentage of the vote to pass a joint bond issue to a simple majority. (T&R – 2000; 4)

7. The SDML supports allowing local governing bodies to set the cap on the accumulation of funds allowed in SDCL 9-47-1 and 9-48-2. (T&R – 2004)

8. The SDML supports amending SDCL 9-19-13 to provide that all administrative resolutions would be effective upon passage and publication. (T&R – 2004)

Sales Tax

9. The SDML opposes any legislation that would reduce, remove, repeal or reallocate the municipal sales tax, liquor tax reversion or any other municipal revenues to any other unit of government or that would expand the power to impose a sales or use tax to any other unit of government. (T&R – 2000; 9)

10. The SDML opposes any further exemptions from the sales tax laws. (T&R – 2000; 10)

11. The SDML opposes the repeal of the sales tax on groceries. (T&R – 2004)

12. The SDML strongly supports legislation to amend SDCL 10-52A-2 to allow up to 2 percent “bed, booze, and board” tax. (T&R – 2005)

13. The SDML supports legislation to allow municipalities to impose an additional tax on the leases or rentals of hotel, motel, campsites, or other lodging accommodations within the municipality. (T&R – 2000; 11)

14. The SDML opposes any attempt by the state to extend their authority over the collection, administration, and redistribution of the municipal sales tax for any purpose. (T&R – 2000; 12)

15. The SDML supports a sales tax on all catalog and Internet sales. (T&R – 2000; 14)

16. The SDML strongly opposes any formula-driven redistribution of sales and use tax revenues. The SDML strongly supports maintaining the current system of returning revenues based on sales actually attributed to that point of delivery. (T&R – 2002; 15)

17. The SDML supports allowing broad, local-option authority to municipalities that would enable the return of any potential tax revenue increases to entities or persons deemed appropriate by the municipality. (T&R – 2002; 20)

18. The SDML supports a requirement that all prior debt obligations be covered regardless of any potential initiative, referendum, or legislative action. (T&R – 2002; 22)
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19. The SDML is opposed to de minimus exceptions. (The exceptions do not serve to level the playing field and the collection allowance will reimburse sellers for the costs of collecting the taxes.) (T&R – 2002; 23)

20. The SDML opposes any municipal funding of a sales tax collection allowance for all sellers, whether in or out of state. (T&R – 2002; 2004; 2012; 2013)

21. The SDML supports continued local control over local rates and opposes weighted averaging or a state-imposed single rate. (T&R – 2002; 25)

22. The SDML supports retaining the ability of municipalities to impose, adjust, and determine local rates, protect current revenues, prevent loss of revenue, and to account for any future growth. (T&R – 2002; 26)

23. The SDML opposes any moratorium on taxation of Internet services. (T&R – 2002; 2010; 27)

State/Federal Funding

24. The SDML supports federal funding of the “state-side” share of the Land and Water Conservation Fund, on the condition that the state continues its practice of sharing those funds with municipalities. (T&R – 2000; 30)

25. The SDML supports repeal of state taxation on alternative fuels used by local governments, and supports federal tax incentives for government purchases of alternative fuel vehicles. (T&R – 2007)

26. The SDML supports exempting municipal projects from the contractors excise tax. (T&R – 2004)

27. The SDML supports exempting all municipal projects, facilities, and equipment from sales and use taxes, so long as the municipality retains ownership and control, regardless of who installs or operates the facility or equipment. (T&R – 2011)
Proposed Statement of Policy

28. The SDML supports legislation to require that all aviation funds, grants, revenues, taxes, or monies from any other source collected previously and in the future be dedicated for aviation use only. (T&R – 2000; 2010; CB6) (Moved from Core Beliefs)

29. The SDML opposes removing or reducing tax exemptions for municipal bonds. (T&R – 2013)

Property Tax
30. The SDML supports legislation to allow, at local option, the creation of library districts to allow for the equitable funding for libraries that provide service to municipalities, counties, and other overlapping entities. (T&R – 2000; 31)

31. The SDML opposes any legislation that would shift more of the current property tax levy from ag to non-ag property. (T&R – 2000; 32)

32. The SDML opposes attempts to amend the Constitution to cap the growth of property values and base the value on the acquisition value of property. (T&R – 2005)

33. The SDML supports legislation to clarify that property tax appeals be filed on the appropriate form by the statutory deadline. (T&R – 2011)

34. The SDML supports removing exceptions for special assessment liens in SDCL 9-43-100. (T&R – 2013)

35. The SDML supports continuing liens and encumbrances on property purchased through a tax deed. (T&R – 2013)

User Fees
36. The SDML supports the concept of user fees for public service calls, including but not limited to police and fire protection for all tax-exempt properties. (T&R – 2000; 2008; 2010; 33)

37. The SDML opposes discriminatory charges on county taxpayers living within municipal boundaries for services, including but not limited to 911 emergency services. (T&R – 2012)

Public Health and Safety
38. The SDML supports amending SDCL 34-45-4 to increase the maximum monthly 911 surcharge. (T&R – 2000; 35)

39. The SDML supports expanding the base for the 911 surcharge to include all means of communicating with a 911 system. (T&R – 2005)

40. The SDML supports legislation to allow the sheriff to designate other governmental entities to provide services under the 24/7 program, including the collection, deposit, and use of funds collected from providing such services. (T&R – 2010)

41. The SDML supports enhanced revenue from the state and federal governments to implement heightened security standards necessitated by any state or federal Homeland Security requirements. (T&R – 2002; 36)

Municipal Utilities
42. The SDML opposes the imposition of any federal or state taxes or fees that would have an effect upon municipally owned enterprises or utilities. (T&R – 2000; 37)

Core Beliefs

Municipal Finance
State/Federal Funding
CB1. The SDML strongly supports the federal government honoring all of its funding obligations, including but not limited to federal highway funding and airport funding. The SDML also strongly supports the continued assistance of the SD Department of Transportation in assuming the local matching portion of federal highway monies. (T&R – 2000; 2010; 2011; CB1)

CB2. The SDML supports periodic evaluation and increases in state motor vehicle license fees for the funding of streets and highways and supports exploring other revenue to fund the highway transportation needs of the state. (T&R – 2000; CB2)

CB3. The SDML will support legislation to repeal the reduction in license fees for commercial vehicles, based on age of the vehicle. (T&R – 2000; CB3)

CB4. The SDML would oppose any redistribution of the motor fuel taxation that would violate the accord reached by the State and local governments in 1985. (T&R – 2000; CB4)

CB5. The SDML supports funding of the South Dakota Local Technical Assistance Program. (T&R – 2000; CB5)
Proposed Statement of Policy

CB6. The SDML recognizes that the US Army Corps of Engineers is responsible for the operation and maintenance of dams on the Missouri River, which due to design deficiencies, have caused stream bank erosion, channel sedimentation, and river bed degradation. Therefore, the cost to operate and maintain the Missouri River system as envisioned in the Flood Control Act of 1944 (Pick-Sloan) should be borne by the Federal Government. (T&R – 2000; CB7)

CB7. The SDML supports legislation for state general funds for training programs at the local level required by the state for firefighters and EMS workers and especially including funds to reimburse volunteers for expenses incurred in training. (T&R – 2000; CB8)

CB8. The SDML requests that the state financially underwrite the full costs of all police training that is required by the state. Funds levied for training should be used only for training. Adequate funding of the law enforcement academy is essential to the provision of law enforcement officer training. (T&R – 2000; CB9)

CB9. The SDML supports the provisions of SDCL 6-15-1 and 6-15-2, relating to unfunded mandates, and believes that any new federal or state program, fee, legislation, rule, or regulation imposed upon municipalities must be federally or state funded. (T&R – 2000; CB10)

CB10. The SDML supports repeal of state taxation on fuels used by local governments. (T&R – 2003; 31)

CB11. The SDML believes that whenever possible and proper, additional local government costs should not be funded through increased real estate taxes, but through appropriate user fees or user tax systems or any other non-ad valorem revenue sources. (T&R – 2000; 33)

CB12. The SDML supports continued state and federal financing at sustained levels to local governments for projects rehabilitating and preserving water quality in South Dakota streams, rivers, lakes and aquifers. (T&R – 2000; 29) (Moved from General Policy)

CB13. The SDML supports developing an open, stronger, more cooperative working relationship with the SD Department of Revenue. (T&R – 2010; 2012) (Moved from General Policy)

Local Control and Home Rule

CB14. The SDML opposes any measure that restricts local control over taxation and spending, and urges the defeat of any such measure. Further, the SDML encourages municipalities to work individually and with other local governments to inform citizens of the negative impact of tax and spending limitation measures. (T&R – 2000; CB11)

CB15. The SDML opposes any attempt to impose a tax or regulation on self-insured local government pools or individual self-insured local government entities. (T&R – 2000; CB12)

Community and Economic Development

CB16. The SDML encourages the Legislature and the Governor to review all laws as they pertain to economic development, and to work with municipalities to develop opportunities and remove impediments to development of our communities. (T&R – 2002; 1)

Find this Statement of Policy under the About the League tab at www.sdmunicipalleague.org.
OCTOBER Community Events

October 1 - October 31
Pumpkin Bog Fest
Hill City

October 3 - October 4
Oktoberfest
Deadwood

Wilbur-Eillls Corn Palace Challenge
Mitchell

October 4
Bierbörse
Rapid City

Hobo Marlin’s Pumpkin Train
Madison

Bramble Park Zoo Free Day
Watertown

FestiFALL
Canton

CandleLight Walk
Canton

Gypsy Day Parade
Aberdeen

Tour of Vacation Homes
Deadwood

October 4 - October 5
Festival of Quilts
Watertown

October 9 - October 12
Rocky Horror Picture Show
Yankton

October 10
Highwaymen Tribute to
Willy, Waylon & Johnny
Watertown

Autumn Festival,
An Arts & Crafts Affair
Sioux Falls

October 11
Autumn Festival,
An Arts & Crafts Affair
Sioux Falls

Oktoberfest
Aberdeen

Newton Hills Trail Run
Canton

October 11 - October 12
Fall Arts & Craft Show
Aberdeen

October 12
Autumn Festival,
An Arts & Crafts Affair
Sioux Falls

Annual Redlin Toy & Doll Show
Watertown

October 13
Native Americans’ Day &
Teacher of the Year at Crazy Horse
Crazy Horse

October 16 - October 19
Rocky Horror Picture Show
Yankton

October 18
26th Annual Craft Fair
Wessington Springs

Faulkton Arts & Crafts Festival
Faulkton

Hunter’s Wives Day
Aberdeen

Young Dubliners in Concert
Deadwood

James Valley Model Railroad
Open House
Aberdeen

October 18 - October 19
Hunting for Deals Craft & Vendor Show
Watertown

October 20
Korczak Ziolkowski Remembrance Day
Crazy Horse

October 24 - October 25
Halloween Night Hike
Custer

Haunted Forest
Aberdeen

Spooktacular Trick or Treat Trails
Brandon

October 25
ZOO BOO
Watertown

Scare in the Square
Rapid City

October 25 - October 26
Annual Mitchell Gun Show
Mitchell

October 26
Trick or Treat Trails
Pierre

October 30
Thunder From Down Under
Deadwood

October 31
Mall-O-Ween
Sioux Falls

Deadweird
Deadwood

Trick Or Treating Uptown Watertown
Watertown

For more details visit www.travelsd.com.
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ASSISTANT GROUNDS SUPERINTENDENT: The City of Brandon is looking for an Assistant Grounds Superintendent for the Brandon Golf Course. In this position, you will assist in the care and maintenance of the golf course, surrounding grounds, club house, maintenance buildings, and equipment. In addition to operations and maintenance activities, you will assist with training, scheduling and supervising of grounds-keeping staff. This is a full-time position, approximately 10 months each year. Mechanical experience and aptitude is needed to assist in equipment maintenance and repair. Previous grounds-keeping experience is preferred. Applications available at www.brandonsd.com; City of Brandon; Employment Opportunities. Send application or resume to HR Department, City of Brandon, PO Box 95, Brandon, SD 57005; fax 605-582-6831; e-mail hr@cityofbrandon.org.

CITY ATTORNEY: Aberdeen SD. $91,556.21/yearly. Under supervision of the City Manager and appointed by the City Council, ultimate responsibility for overall operation, planning and development of the City Attorney Department and provides highly professional legal representation of city government, elected officials, officers and employees; Act as chief legal officer to the City Council, City Department Heads and other City officials to provide them with legal advice and guidance in all areas, legal and otherwise pertaining to all aspects of city government, ordinances, resolutions, contracts, agreements, policy directives and the day-to-day city operations; Perform other duties as assigned. Graduation from an accredited school of law with a juris doctorate degree and seven (7) years of experience of a responsible nature in the practice of law with law experience involving municipalities, trying court and jury cases, administering a law office, preparing and reviewing contracts, pleadings and laws or ordinances, or an equivalent combination of education and experience. Possess and maintain a license to practice law in the state of South Dakota. Possess and maintain a valid South Dakota driver’s license. Apply To: City of Aberdeen, Human Resources, 225 3rd Ave SE, Aberdeen, SD 57401, www.aberdeen.sd.us. Deadline: September 12, 2014. EOE.

ELECTRIC SUPERINTENDENT: Alliance, NE (pop 8,900). Salary Range: $58,000 - $79,600 DOQ. The City of Alliance seeks an energetic, experienced, and visionary public servant minded leader to be the next Electric Superintendent. Alliance is a progressive, forward thinking City known for its parks, arts, and numerous community attractions. This historic community is the county seat, located in the heart of the Nebraska Panhandle about 2.5 hours from Cheyenne, WY and Rapid City, SD and 3.5 hours from Denver, CO. The City is looking for someone who has a broad range of experience as either a superintendent or a supervisor of an electric distribution and transmission system. The individual should have a minimum of five years of previous electrical experience that includes skills and knowledge of construction, maintenance and the operation of an electric transmission and distribution system. The individual would also have completed some college level course work related to management, engineering, administration or a closely related field. The preferred candidate would have seven years or more previous electrical experience as a superintendent or supervisor of an electric distribution and transmission system in a similarly sized community. The individual would also possess a four year college or university degree in engineering, construction, management or a closely related field and have a minimum of two years experience supervising and coaching qualified electrical line workers. The Electric Superintendent will need to possess a valid State driver’s license or have the ability to obtain one within 30 days of hire. The individual may be required to obtain a Commercial driver’s license as well as be certified or licensed as a Journey Lineman. The position profile is available at www.cityofalliance.net/employment. Interested candidates should send an application, letter of interest, electronic resume and any questions by 09/15/14 to jobs@cityofalliance.net. Position is open until filled. To learn more about the community, please visit the City website: www.cityofalliance.net.

ENGINEERING TECHNICIAN: The City of Huron has an opening for an Engineering Technician in the Engineering Department. Design and draft detailed construction drawings, topographical profiles and related maps and specifications for City projects. Uses computer assisted engineering design software and equipment to include AutoCAD. Provides construction surveying on all city projects and participates in all aspects of field survey work. Wage: $18.78 – 23.32 per hour DOQ. Applications Available online at www.huronsd.com, select “City Government” tab, then “City Employment” or at the City Finance Office, 239 Wisconsin Ave SW, P.O. Box 1369, 605-353-8505. Open until filled.

FINANCE OFFICER: As part of our commitment to the success of our growing city (population 1,129), the City of Baltic, SD seeks an individual dedicated to playing a key role as the City’s appointed Municipal Finance Officer (MFO). This position reports directly to the City Administrator, works closely with the Mayor and City Council, directs the activities of the Deputy Finance Officer and oversees all aspects of City finances. Financial responsibilities include

CLASSIFIED ADS POLICY: Member municipalities receive free insertions and free postings on the League website. Non-member advertisers are billed $50 per insertion. All ads are subject to editing if necessary. The next deadline is September 15 for the October 2014 issue. Email ads to carrie@sdmunicipalleague.org or fax to 605-224-8655.

utility billing, payroll, payables, maintaining general ledgers and preparing monthly financial statements for all funds. The MFO also has responsibility for municipal elections and for compliance with City, State and Federal laws and regulations. This is a full-time position, requires a degree in accounting, finance, public administration or business, plus five years of general accounting and bookkeeping experience. Must have strong customer service and public relations skills. Previous municipal or government financial experience preferred. Please submit cover letter, resume and references to our City Attorney’s office: Finance Officer Position, Hughes Law Office, 224 N Phillips Avenue, Suite 200, Sioux Falls, SD 57104; fax 605.339.3940; e-mail marilyn@hugheslawyers.com. Position is open until filled. EOE.

FINANCE OFFICER: The City of Dell Rapids is seeking a professional candidate for the full time position of Finance Officer. The Finance Officer is appointed by and serves on behalf of the Dell Rapids Mayor and City Council. The position handles all statutory aspects of the City Finance Office as well as overseeing and maintaining the fiscal management of all City funds, investments, annual budgeting, elections administration, licensing, record keeping of city minutes ordinances and resolutions and other duties as described within the Job Description. Desired Minimum Qualifications; 1) Graduation from an accredited four-year college or university with a degree in accounting, finance, business, or public administration, or a closely related field 2) Three years of progressively responsible accounting work 3) Experience in government and fund accounting preferred. Exempt position. Starting salary is based on qualifications. An application and a job description may be obtained at Dell Rapids City Hall, or online at www.cityofdellrapids.org. Please direct any questions to Justin Weiland, City Administrator, at 605-428-3595 or cityadmin@cityofdellrapids.com. All applications must be received at Dell Rapids City Hall on or before September 19, 2014. Completed application, resume and cover letter with three professional references is necessary to be considered for the Finance Officer position.

INTER DEPARTMENT OPERATOR: The City of Custer is seeking a responsible individual for a position of Inter Department Operator. Primary purpose of position is to assist in the operation, maintenance and repair of the City’s water system, wastewater system, streets, parks and public buildings. Must possess a valid Driver’s license and reside within 15 miles of the City of Custer at the time of hire. Starting wage DOE and certifications. Applications and detailed job description are available at Custer City Hall, 622 Crook St, Custer, SD. 57730, 605-673-4824. www.custer.govoffice.com. An application must be completed and resumes may be included with the application, but are not accepted in lieu of an application. Applications will be accepted by mail or may be dropped off at Custer City Hall. Position open until filled. EOE.

LIQUOR STORE MANAGER: Brookings, SD (pop. 22,056) is seeking a progressive, proactive, and innovative business executive to direct/manage City of Brookings municipal liquor store. Responsibilities include strict control of the sale of beverage alcohol, enforcing laws/regulations, retail marketing and merchandising, managing product levels, budget preparation, profit and loss (P&L) guidelines, personnel management and customer satisfaction. Bachelor’s degree required. Five years retail management experience including store operations of at least one million gross revenues; preferably in the operations of a municipal liquor store. Three years supervisory experience required with ability to work a flexible schedule. Visit www.cityofbrookings.org for position description. Salary range $57,346 to $77,421 DOQ. Excellent benefit package. Open until filled. Submit letter of interest, detailed resume and current salary information to: City of Brookings, PO Box 270, Brookings, SD 57006-0270, Phone: 605.697.8668 Fax: 605.697.8661 dlangland@cityofbrookings.org. AA/EOE.

MAINTENANCE WORKER: The City of Conde, SD, is now accepting applications for a full-time Maintenance Worker. Work areas include, but are not limited to water, sewer, streets, snow removal, and rubble site. The following certifications/licenses must be possessed or be able to obtain: Commercial Applicator’s License, Class I Water Distribution, Class I Wastewater Treatment and Distribution, and a valid SD driver’s license. Mechanical ability and knowledge and experience with all types of equipment are desired. Individual must also be dependable, reliable, friendly, and able to work with others. Salary/wage is depending upon qualifications and experience. Applications and/or additional information may be obtained from the City Finance Office, PO Box 113, Conde, SD 57434. Telephone: 605-382-5258 or email cityconde@nvc.net. The City Office is located in the north side of the former school on Broadway St. SW, Conde, SD. Applications will be accepted until the position is filled.

WATER/WASTEWATER SUPERINTENDENT: City of Mobridge. This position is responsible for overseeing the daily operations and maintenance of the water and wastewater systems for the City. Candidates must have SD certifications in water and wastewater, a class A CDL or the ability to obtain with air brakes within six months of hire, and keep during employment with the Mobridge. Must also have supervisory experience. Graduation from high school or GED certification. Interested applicants must submit a completed City of Mobridge application and resume, including references and a cover letter. Benefits package includes SD retirement, health insurance, life insurance, paid sick leave and vacation. Job description and application available at the City of Mobridge, 114 1st Ave East, Mobridge, SD 57601; p 605-845-3555 or email steveg@westriv.com. Salary based on experience and qualifications. Position will be open until filled.
WASTEWATER TREATMENT PLANT MANAGER/OPERATOR: City of Mobridge. This position is responsible for operating and maintaining the daily operations of the wastewater treatment facility. Candidates must have or the ability to obtain a class III wastewater treatment certification, a class A CDL with air brakes within six months of hire, and keep during employment with the Mobridge Wastewater System. Graduation from high school or GED certification. Interested applicants must submit a completed City of Mobridge application to the Water Department, 114 1st Ave East, Mobridge, SD 57601; p 605-845-3555 or email steveg@westriv.com. Salary based on experience. Position will be open until filled.

SURPLUS PROPERTY: The City of Wall has declared the following items as surplus: 1982 International Dump Truck, twin screw end with automatic transmission and Angle Plow; 1970 Chevy two-ton Dump Truck, five speed manual transmission with tag axle and a 1999 rebuilt motor; 1987 Coal (Army) trailer; 1986 Trailer with potable water tank; 1972 Tiger line (Beavertail) trailer; Five I-beams ranging 11ft. to 29 ft. in length; Two (2) 3 cu. yd. dumpsters and two (2) 6 cu. yd. dumpsters. Bids need to be submitted at PO Box 314, 501 Main Street, Wall, SD 57790. For additional information, please contact Garrett Bryan, Public Works Director at 605-279-2563. Bids must be received by September 4th, 2014 at 2:00 p.m. and will be opened at the regular council meeting on the 4th of September at 6:30 p.m. in the Wall Community Center meeting room, 501 Main Street, Wall, SD 57790. The City of Wall reserves the right to reject any or all bids and to waive any irregularities therein and reserves the right to award sale to the highest responsible bidder as they so determine.

NOTICE OF SALE: Notice is hereby given that the City of Sioux Falls, Brandon Valley School District, Southeast Technical Institute, City of Harrisburg, SD, City of Lennox, SD, City of Dell Rapids, SD, City of Canton, SD, City of Tea, SD, Dakota Dunes, SD, Lincoln County, SD, and Minnehaha County, SD, will hold a public auction of surplus property and police unclaimed and confiscated property on September 20, 2014. Auction of scrap piles will begin at 9 a.m., Saturday, September 20, 2014, at the Water Purification Plant, 2100 N. Minnesota Ave, and then move to additional sites in the order listed below. The auction of general surplus property, including computers and police unclaimed and confiscated property will also be auctioned beginning at 9 a.m. at the Street Maintenance facility, 1000 E. Chambers St., with vehicles to sell at approximately 12 noon.

Scrap 2000 N. Minnesota Ave.
General Auction 1000 E. Chambers St.
Auction items may consist of tractors, trucks, vans, cars, mowers, heavy equipment, office equipment and furniture, public safety equipment and supplies, water equipment and supplies, stereos, speakers, CDs, tools, jewelry, and many other items. All items are subject to sales tax. Items will be available for inspection one hour prior to the auction. If interested in a specific item, please contact T. Brick Auctions on Friday, September 19, to ensure the item is still on the auction. All items are sold as is, where is, and must be removed from the auction sites on the day of the auction unless other arrangements are made with management. The entire scrap pile must be removed. No secondary sales will be allowed on the premises. Bank letter or proof of funds required for substantial purchases. Additional information may be obtained by contacting T. Brick Auction at 605-310-3245 or 605-366-1799, Dawn in the City Finance Office at 605-367-8864, or the City’s web page at www.siouxfalls.org.

FOR SALE: 2007 Dodge Durango (SXT, 4WD, Skid Plate & Hitch, Trailer Towing Package) with 50,300 miles - $10,500. Metal rear divider for 2007 Durango and like models - $100. Contact the City of Philip Police Department at 605-859-2850 for more information.

FOR SALE: Sensus RadioRead Water Meter Equipment - The City of Piedmont, SD has seventy-eight (78) new “Sensus RadioReaders” Model # M510P-F1-3W-X-P for sale. Asking price is $75.00 each. Sensus Radioreader features the most robust, high-powered radio frequency transmitter available for use with walk-by or drive-by automatic meter reading systems. RadioRead offers a choice of meter reading options. A handheld unit can be used for reading RadioRead equipped meters. A more powerful vehicle transceiver has greater range and can be used in any car or truck at any time to read meters as the vehicle drives past RadioRead equipped meters. If interested contact the City of Piedmont at 605-716-5495.

FOR SALE: Water Meter Pits - The City of Piedmont, SD has nine (9) new Ford Meter Box Pits Model# PTFCBHH-288-15-72 for sale. Asking price is $500.00 each. The pits provide a means to allow a meter (not included) to be read and maintained even though it is set deep in the ground to resist freezing. The THERMAL-COIL Meter Box is designed to install the meter on a platform that normally sets near the bottom of the box where the ground temperature keeps it warmer. The meter and platform are connected to the service line by coils of polybutylene tubing which allow the meter and platform to be raised to the surface. If interested call 605-716-5495.

FOR SALE: Elgin White Wing Street Sweeper 345 ci International truck engine, self-propelled with curb brush, $2,500. Rosco pull-behind 7 1/2’ Street Sweeper new brushes in 2013, newer 4 cyl., air-cooled Wisconsin type motor (50 hrs), $2,000. Both are as is, where is. Contact the City of Wilmot at 605-938-4811.

Visit www.sdmunicipalleague.org for more classifieds.
First Monday of September – Labor Day – State holiday (SDCL 1-5-1)

At the first regular meeting in September, or within ten days thereafter – The annual appropriation ordinance for the ensuing year must be introduced. (SDCL 9-21-2; See Hdbk., sec. 12.066)

On or before October 1 – The governing board of any municipality may, on or before the first of October preceding the annual municipal election, approve an ordinance requiring a secondary election as found in SDCL 9-13-27.1 and SDCL 9-13-26.1 (SDCL 9-13-25; See Hdbk., sec. 7.600)

On or before October 1 – Immediately upon passage and publication of the annual appropriation ordinance, the auditor or clerk must certify the tax levies contained therein to the county auditor on or before October first in the following form:

For general purposes__________________________
For interest and debt service fund________________ (SDCL 9-21-20 and SDCL 10-12-7; See Hdbk., sec. 12.066)

Boundary changes – Municipalities must notify the Department of Revenue of any resolution or amendment enacted which changes the boundaries of the municipality.

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Notification shall be in written form, shall contain a copy of the resolution or amendment, and may be sent by electronic means or registered mail. Municipalities shall also provide any changes and additions to streets and addresses. (SDCL 10-52-13; See Hdbk., sec. 14.172)

October

On or before October 1 – The tax levies for the ensuing year must be certified to the county auditor. (SDCL 10-12-7; See Hdbk. Sec. 12.066)

In October – The State Department of Revenue mails out liquor license application forms to all licensees to be completed and submitted to the local authorities for initial action at the first regular meeting of the governing body in November. (NOTE: This is an administrative determination so no statutory citation is possible.)

Second Monday of October – Native Americans’ Day – State holiday (SDCL 1-5-1)

By October 15 – The secretary of revenue shall apportion the money in the local government highway and bridge fund. (SDCL 32-11-35; See Hdbk., sec. 12.255(6))

No later than November 1 – The special assessment roll for all assessments payable under the Plan One option must be delivered to the county auditor. (SDCL 9-43-105; See Hdbk., sec. 12.160)

No later than November 1 – Delinquent special assessment installments which are payable under the Plan Two option must be certified to the county auditor. (SDCL 9-43-106; See Hdbk., sec. 12.160)

No later than second Tuesday in November – Governing boards wishing to consolidate boards of equalization must approve a resolution outlining consolidated board membership no later than the second Tuesday in November. (SDCL 10-11-66; See Hdbk., sec. 12.120)

Boundary changes – Municipalities must notify the Department of Revenue of any resolution or amendment enacted which changes the boundaries of the municipality. Notification shall be in written form, shall contain a copy of the resolution or amendment, and may be sent by electronic means or registered mail. Municipalities shall also provide any changes and additions to streets and addresses. (SDCL 10-52-13; See Hdbk., sec. 14.172)
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