

AGENDA
CITY OF MILLER
TUESDAY, FEBRUARY 6, 2017
6:00 P.M.

Call to Order

Pledge of Allegiance

Approval of Agenda

Approval of Minutes *pgs. 1 - 4*

Approval of Bills

Public Input

Department Head Reports: *pgs. 5 - 8*

7:05-7:15 Electric, Police

7:15-7:25 Water/Sewer, Street

7:25-7:30 Finance Office

Unfinished Business

1. 2nd Reading of Ordinance No. 687 – Snow Removal *pg. 9*
2. 2nd Reading of Ordinance No. 688 – Livestock *pg. 10*

New Business

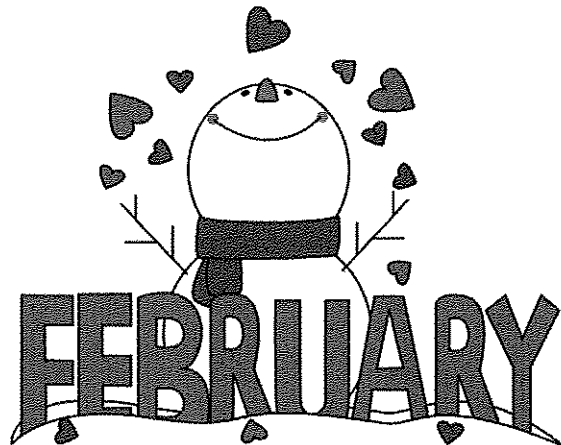
1. Resolution 2018-3 Penny Ihnen – Family Crisis Center *pg. 11*
2. Fire Department Maintenance
3. Fire Department Work Comp Roster *pg. 12*
4. Changes to Fee Schedule
5. Utility Committee Recommendation *pgs. 13 - 14*
6. 1st Reading of Ordinance No. 689 – Water Rates *pg. 15*
7. Miller Municipal Code Section 4-156 Feedlots *pg. 16*
8. SPN Pay Requests Phase I Invoices 16812-16813 \$4,601.00 *pgs. 17 - 18*
9. SPN Pay Requests Phase II Invoices 16800-16803 \$57,810.00 *pgs. 19 - 22*
10. Lift Station Final Project Review & Acceptance *pg. 23*
11. Close Highway 45 south of the RR tracks for Phase II
12. Remodel Overview
13. NECOG Performance Report *(Insert)*

Executive Session

Legal Matters Pursuant to SDCL 1-25-2(3)

14. Computer Training if necessary

Adjourn



**CITY OF MILLER
CITY COUNCIL MEETING
JANUARY 17, 2018**

The City Council met in regular session at City Hall at 7:00 p.m. on Wednesday, January 17, 2018.

MEMBERS PRESENT: Mayor Ron Blachford, Aldermen: Tony Rangel, Bob Steers, Jeff Swartz, and Alderwoman SuAnne Meyer. Absent: Jim Odegaard and Joe Zeller.

CALL TO ORDER: Mayor Blachford called the meeting to order at 7:05.

Pledge of Allegiance was said by all present.

AGENDA: Motion by Alderman Rangel, seconded by Alderman Steers to approve the agenda as amended. All members voted aye. Motion carried.

MINUTES: Motion by Alderman Steers, seconded by Alderwoman Meyer to approve the minutes for the regular meeting held on January 3, 2018. All members voted aye. Motion carried.

APPROVAL OF BILLS: Motion by Alderman Swartz seconded by Alderwoman Meyer to approve the bills. All members voted aye. Motion carried.

UNFINISHED BUSINESS

SPN Invoice 16706: Motion by Alderman Rangel, seconded by Alderman Swartz to approve SPN Invoice 16706 for \$2,620.00 after further explanation by Terry Aaker. All members voted aye. Motion carried.

NEW BUSINESS

SPN Phase I or Phase II Design: Camden Hofer, SPN engineer, was present to review plans for storm sewer additions to Phase I and clarification of Phase II sewer plans on East 3rd Avenue south of East 3rd Street. Phase II design should be complete next week for council approval and ready to bid by the end of February. Phase I is approximately 59% complete.

Bill Lewellen – DGR Substation Negotiations: Motion by Alderwoman Meyer, seconded by Alderman Rangel to hire DGR to negotiate the purchase of the substation south of town from Northwestern Energy. All members voted aye. Motion carried.

Resolution 2018-2 Amending Resolution 2017-6: Motion by Alderman Steers, seconded by Alderman Rangel to approve Resolution 2018-2 to increase the electric project loan from \$4,500,000 to \$5,200,000 and to change the surcharge coverage ratio from 1.1 % to 1.25%. Reserves of \$500,000 for future loan payments will lower the interest rate and the additional \$200,000 is for the substation purchase. All members voted aye. Motion carried.

Tammy Caffee – OHED 2017 Review: Tammy Caffee presented a 2017 overview as the Executive Director of On Hand Development Corporation. They had Shop Local campaigns,

worked on housing within Miller and purchased 2 Governor's houses. On Hand was instrumental in bringing Christensen Farms to Hand County and hopes to set up a tour before they go into operation. They are very well known throughout SD and adjacent states for their Youth Leaders program.

Ordinance No. 687 – Snow Removal: Motion by Alderman Swartz, seconded by Alderman Steers to approve the first reading of Ordinance No. 687 – Snow Removal. Roll call vote: Alderman Rangel – aye, Alderman Odegaard – absent, Alderwoman Meyer – aye, Alderman Zeller – absent, Alderman Steers – aye, Alderman Swartz – aye. Motion carried.

Ordinance No. 688 – Livestock: Motion by Alderwoman Meyer, seconded by Alderman Rangel to approve the first reading of Ordinance No. 688 – Livestock. Roll call vote: Alderman Rangel – aye, Alderman Odegaard – absent, Alderwoman Meyer – aye, Alderman Zeller – absent, Alderman Steers – aye, Alderman Swartz – aye. Motion carried.

NECOG Pay Request: Motion by Alderman Rangel, seconded by Alderwoman Meyer to approve payment in the amount of \$4,000.00 to Northeast Council of Governments. \$1,584.93 is the city portion and \$2,415.07 is a portion of Hand County's cost. All members voted aye. Motion carried.

ACH Utility Bill Payment/Late Fees: Motion by Alderwoman Meyer, seconded by Alderman Rangel to allow the finance office to give a onetime 5% penalty forgiveness to the customer upon ACH enrollment per account. All members voted aye. Motion carried.

Memorandum of Destruction: Motion by Alderman Swartz, seconded by Alderman Steers to approve the Memorandum of Destruction for 2007 documents. Alderman Steers will get an estimate from Millerdale Colony to build an incinerator that could be placed at the city landfill. All members voted aye. Motion carried.

Council Room, Electric Department, Front Entry Remodel: The finance office will send letters to local contractors for quotes on the council room and electrical office to fur, insulate and sheetrock the walls. Window replacement proposals will also be obtained for the council room, office and the front entry way. Proposals and quotes will be discussed at the February 5th meeting.

Finance Committee Recommendations: The finance committee suggested the following changes for the city fee schedule: increase Mosquito Fogging to \$90.00 per half hour and list the Building Removal Permit fee of \$15.00. They also mentioned creating a committee to review the utility rates outside of city limits.

Motion by Alderwoman Meyer, seconded by Alderman Steers to adjourn the meeting. There being no further business, the meeting was adjourned at 9:12 p.m. All members voted aye. Motion carried.

Ronald Blachford, Mayor

Sheila Coss, Finance Officer

LEGAL NOTICE OF RECEIPT

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

Bills January 2018 (1&2)

A & B Business Solutions	Copier Meter	198.78
A+ Tire & Auto Service	Oil Change	127.63
AT&T Mobility	Cell Phone	48.13
Axon Enterprise Inc	Taser	1,679.17
Bob's Disposal Service	Garbage	180.00
Brown & Saenger	Supplies	24.89
Builders Solutions LLC	Supplies	18.75
City Utilities	Utilities	5,532.16
CK Welding & Repair LLC	Repairs	83.22
CNH Industrial Capital	Supplies	233.32
Communications Center	Radio Parts	338.00
Cook Implement	Repairs	56.98
Dakota Energy	Reimb	271.60
Dakota PC	Prof Fees	1,300.00
Dougherty & Company LLC	Prof Fees	1,000.00
Elan	Supplies	778.71
Farm Tech Inc	Parts	195.00
Farnam's Genuine Parts Inc	Parts	167.24
Feistner Gravel & Excavation	Prof Fees	3,000.00
Galls, LLC	Supplies	80.17
Brandon Hammill	Reimb	109.98
Hand County Ambulance	Lottery Machine Fees	5,500.00
Hand County Publishing	Publications	135.68
Heartland Consumers Power Dist	Power	72,409.81
Hughes Electric LLC	Repairs	588.72
Inland Truck Parts	Parts	266.02
Erin Kindle	Reimb	87.50
Terry Manning	Reimb	94.98
MARC	Supplies	597.72
Menning Backhoe LLC	Phase I Construction	101,054.76
MDRWS	Water	15,245.00
Midco	Telephones	443.62
Milbank Winwater Company	Supplies	320.94
Miller Ace	Supplies	355.57
Miller C & C	Membership	400.00

MMUA	Safety Program	3,300.00
NCFE	Fuel	2,023.39
NECOG	JCA Dues	4,000.00
Oakley Farm & Ranch Supply	Supplies	147.58
Olson Construction	Phase I Construction	35,808.25
OHED	Industry/80% BBB	11,533.13
Postmaster	Stamps	49.00
Postmaster Trust Account	Postage	325.00
Rural Development	Loans	16,416.55
SD DOT	Registration	75.00
SD Dept Of Revenue	Sales Tax	7,780.21
SDWWA	Membership	10.00
SPN	Prof Fees	35,595.25
Stalker Radar	Radar	1,995.00
Sturdevant's Auto Parts	Parts	198.26
Tony's Repair	Supplies	21.95
US Bank National Association	Loan	10,085.02
Volunteers Of America	Donation	1,500.00
WAPA	Power	61,481.59
Wells Fargo Bank, N.A.	Bond Pymt	30,172.40
**** Paid Total ****		<u>\$435,441.63</u>

Payroll by Department:		1/9/2018		
	Department	w/o OT	OT	Total
41410	FINANCE OFFICE	1,203.31		1,203.31
42110	POLICE	10,036.87	4,677.71	14,714.58
43110	STREET	4,724.52	292.67	5,017.19
43210	SEWER	4,733.84	204.20	4,938.04
43310	WATER	4,733.76	204.19	4,937.95
43410	ELECTRIC	10,387.60	46.92	10,434.52
		<u>\$35,819.90</u>	<u>\$5,425.69</u>	<u>\$41,245.59</u>

**City Council Meeting
Department Head Reports
February 5, 2018**

Police Department Report

1. For the year of 2017, the Department had 73 Case Reports, 704 Informational Reports, 29 accident reports, and did 2,147 building checks.
2. I contacted Lamb Motor Company and they still don't have an ETA for the new Ford.
3. I will be attending training for the 24-7 Sobriety Program on February 22, 2018 in Aberdeen. New software for the 24-7 program is being implemented.

Street Department Report

1. We worked on the Dresser blade, several small issues.
2. We installed new Hydraulic cables on the #2 truck. We thought that the cables were hanging up a little bit causing the box to rise even though the levers were in the (Neutral position) however it was a bad valve.
3. We working on the brakes on the #3 truck and fixing a mud flap holder under the cab. (Rust has claimed part of the cab that held the mud flap).
4. We helped the Water Dept. make some safety rails for the mezzanine
5. We installed extra lights (mounted on the plow light frame) on both the #3 & #4 trucks.
6. We serviced the blue pickup and worked on some electrical issues.
7. We put Thompson's Weather Seal on the wood on the new flatbed trailer also we installed a lockable box on it to store chains and binders.
8. The 2014 Chevrolet pickup had some recall work performed (New trailer hitch & power steering assist download. (FREE)

Water Department Report

1. SPN has been drawing up plans for Phase 2 of the water/wastewater project.
2. The door opener on the Quonset across from the pool needs to be replace and Overhead Door will be here any day to install a new opener.
3. Airport – The gate at the airport is also giving us problems and when Overhead Door is here working on the Quonset door, I'll have them look at the gate opener.
4. Fire Hall – I've had Krohmer Plumbing here working on a boiler that went down. What they found was a pump needed to be replaced, they had to refill the system with glycol antifreeze, and they had Muth Electric replace an Electric Switch Panel that had shorted out. Also, I sent the Brach Carbon Monoxide detector that runs the big exhaust fans are out of calibration to be fixed. We also need to install a Mezzanine railing above the restrooms for insurance purposes because the fire department is using it for storage.

Electric Department Report

1. Superintendent conference in Watertown – March 6-7; \$75
2. Cut trees.
3. Walked part of the east side of town with DGR: discussed who needed three phase and some transformer locations.
4. Maintenance on vehicles.
5. Substation update.

Finance Office Report

1. Sales Tax Report – see attachment
2. City Election – Petitions are due Friday, February 23rd by 5:00 p.m.
3. Next meeting (February 21) starts at 6:50 p.m. for special event liquor license hearing.
4. District 5 Meeting will be held March 20th in Wessington Springs. Who plans to attend?



25th ANNUAL

SUPERINTENDENT and FOREMAN CONFERENCE

March 6th & 7th, 2018

Best Western Ramkota Hotel & Event Center

Watertown, SD

AGENDA

Tuesday, March 6th, 2018

Wednesday, March 7th, 2018

11:00 am – 12:30 pm Registration	<u>Common Area</u>	7:30 – 8:30 am Breakfast	<u>Swan</u>
12:30 – 1:30 pm	<u>Whitewood</u>	8:30 – 9:30 am SDRS	<u>Whitewood</u>
1:30– 2:00 pm	<u>Whitewood</u>	9:30 – 10:15 am MMUA Safety Mike Willets, MMUA	<u>Whitewood</u>
2:00 – 2:30 pm	<u>Whitewood</u>	10:15 – 10:45 am	<u>Break</u>
2:30– 3:00 pm	<u>Break</u>	10:45– 11:30 am MRES and HCPD Update Joni Livingston MRES Casey Crabtree, HCPD WAPA Update	<u>Whitewood</u>
3:00 – 3:40 pm	<u>Whitewood</u>	11:30 – Noon SDMEA Update Chris Hill, SDMEA	<u>Whitewood</u>
3:40 – 4:10 pm	<u>Whitewood</u>	Noon – 1:00 pm <u>Lunch</u>	<u>Swan</u>
4:10 – 6:00 pm <i>Vendor Show</i>	<u>Cottonwood</u>		
6:20 pm <i>Prime Rib Dinner</i>	<u>Swan</u>		

A \$85.00 registration fee per person includes dinner on the 6th, breakfast and lunch on the 7th. A block of rooms is held at the Best Western Ramkota Hotel. Tell the reservations desk you are registering for the SDMEA Conference.
Room registration deadline: February 19th, 2018 (Will still be available after Feb. 19th at a higher rate).

Please call: **605-886-8011** to make reservations. Room rate \$88.99 + tax

SDMEA Superintendent & Foreman Conference March 6th and March 7th, 2018 Watertown, SD

Name(s) _____
Municipality _____ Address _____
City _____ Zip _____ Phone _____

Registration Fee: \$85.00 per person attending. Registration Deadline: February 19th. No registration refunds after this date.
Payment must accompany registration. Make check payable to: SD Municipal Electric Association
Mail to: SDMEA 208 Island Dr. Fort Pierre, SD 57532

SDML Office Use Date Payment Received: _____ Check # _____ Amount: _____

Sales Tax Comparison			
	2018	2017	
January	\$23,299.28	\$28,271.75	
	\$40,390.23	\$38,297.36	
February			
March			
April			
May			
June			
July			
August			
September			
October			
November			
December			

Total	\$63,689.51	\$66,569.11	-4.33%
	up/down from last year		-\$2,879.60

Gross Receipts Tax - Split Fund 211

Month	Current Year		
	Total	City 20%	OHED 80%
JAN	\$3,066.71 \$980.65	\$613.34 \$196.13	\$2,453.37 \$784.52
FEB		\$0.00 \$0.00	\$0.00 \$0.00
MAR		\$0.00 \$0.00	\$0.00 \$0.00
APR		\$0.00 \$0.00	\$0.00 \$0.00
MAY		\$0.00 \$0.00 \$0.00	\$0.00 \$0.00 \$0.00
JUN		\$0.00 \$0.00 \$0.00	\$0.00 \$0.00 \$0.00
JUL		\$0.00 \$0.00	\$0.00 \$0.00
AUG		\$0.00 \$0.00 \$0.00	\$0.00 \$0.00 \$0.00
SEP		\$0.00 \$0.00	\$0.00 \$0.00
OCT		\$0.00 \$0.00 \$0.00	\$0.00 \$0.00 \$0.00
NOV		\$0.00 \$0.00 \$0.00	\$0.00 \$0.00 \$0.00
DEC		\$0.00 \$0.00 \$0.00	\$0.00 \$0.00 \$0.00
	\$4,047.36	\$809.47	\$3,237.89

Month	Previous Year		
	Total	City 20%	OHED 80%
JAN	\$2,280.06 \$1,413.45	\$456.01 \$282.69	\$1,824.05 \$1,130.76
FEB	\$1,928.34 \$1,355.06	\$385.67 \$271.01	\$1,542.67 \$1,084.05
MAR	\$1,262.77 \$1,250.08	\$252.55 \$250.02	\$1,010.22 \$1,000.06
APR	\$2,344.50	\$468.90	\$1,875.60
MAY	\$1,533.92 \$1,294.53	\$306.78 \$258.91	\$1,227.14 \$1,035.62
JUN	\$1,588.83 \$1,665.77 \$1,287.10	\$317.77 \$333.15 \$257.42	\$1,271.06 \$1,332.62 \$1,029.68
JUL	\$2,307.14	\$461.43	\$1,845.71
AUG	\$2,254.33 \$1,432.90 \$1,923.60	\$450.87 \$286.58 \$384.72	\$1,803.46 \$1,146.32 \$1,538.88
SEP	\$1,843.67	\$368.73	\$1,474.94
OCT	\$2,892.01 \$576.75 \$1,452.73	\$578.40 \$115.35 \$290.55	\$2,313.61 \$461.40 \$1,162.18
NOV	\$1,797.07 \$1,429.41	\$359.41 \$285.88	\$1,437.66 \$1,143.53
DEC	\$2,364.16 \$1,563.89	\$472.83 \$312.78	\$1,891.33 \$1,251.11
	\$41,042.07	\$8,208.41	\$32,833.66

up/down from previous year		
Total	353.85	9.58%
City	70.77	9.58%
OHED	283.08	9.58%

Pay OHED through AP using expense code: 211-4651-4510

OHED 80%

Check # _____

Check Date _____

JAN	\$2,453.37
JAN	\$784.52
	\$3,237.89

ORDINANCE NO. 687

AN ORDINANCE AMENDING A PORTION OF ORDINANCE 679 OF THE ORDINANCES OF THE CITY OF MILLER, SOUTH DAKOTA

BE IT ORDAINED BY THE COMMON COUNCIL OF THE CITY OF MILLER, SOUTH DAKOTA, that the following sections of Ordinance 679 have been amended to Chapter 32 of the Miller Municipal Code:

SNOW AND ICE REMOVAL

Sections:

32-149.	Owner or occupant responsibility.
32-150.	Disposal of snow and ice.
32-151.	Notice.
32-152.	Removal by City.
32-153.	Penalty.

32-149. Owner or occupant responsibility.

The owner or person in possession of any premises within the city adjacent to any continuous sidewalk of at least one block adjacent to a street (sidewalks to nowhere are exempt), must, within forty-eight (48) hours after the fall of snow or the formation of ice on the sidewalk, remove the snow and ice from said sidewalk as adjoins the premises. (Ord. 430 (part), 1980; prior code § 9.0501)

32-150. Disposal of snow and ice.

The property owner, person in possession or, person removing snow and ice from any sidewalk, public or private driveway, parking lot, or parking area shall dispose of accumulated snow and ice from the property in a manner so as to abide by the following:

- a) Snow and ice shall not be deposited on any sidewalk.
- b) Snow and ice shall not be deposited so as to obstruct or interfere with the passage or vision of vehicular or pedestrian traffic.
- c) Snow and ice shall not be deposited upon any public street or alley, except as otherwise allowed in the downtown area with the permission of the city.

32-151. Notice.

It shall be the duty of the city council to notify all owners or persons in possession of property abutting sidewalks in the city to keep such sidewalks free from snow and ice and remove the same within forty-eight hours (48) after every fall of snow. Such notice need not be given personally but may be given generally via publication in the official newspaper of the city. The notice shall provide that each owner or person in possession is required to keep the sidewalk adjacent to their premises free and clear from snow and ice. The notice will further provide that failure to remove snow and ice within forty-eight (48) hours of the falling thereof will cause the city to remove such and charge the fines as provided in the city fee schedule to the owner and/or person in possession of the abutting property.

32-152. Removal by City.

In the event the owner or person in possession of the property within the city fail or neglect to keep sidewalks free from snow and ice, it shall be the duty of city personnel to have the snow and ice removed and to charge the fines as provided in the city fee schedule to the owner and/or person in possession of the abutting property per violation.

32-153. Penalty.

Violation of any provisions of this division, in addition to the penalties contained herein, may be punished by a fine in accordance to a class 2 misdemeanor. Should the billing not be paid, the city will levy the balance due as a special assessment against the property or choose to send the outstanding balance to collections.

Dated this 5th day of February 2018.

ORDINANCE NO. 688

AN ORDINANCE AMENDING A PORTION OF CHAPTER 4 OF THE ORDINANCES OF THE CITY OF MILLER, SOUTH DAKOTA

BE IT ORDAINED BY THE COMMON COUNCIL OF THE CITY OF MILLER, SOUTH DAKOTA, that Article IV of Chapter 4 of the Miller Municipal Code has been amended:

**Article IV. Care and Control
Division 2. Livestock**

Section:

4-156 Feedlots.

4-156 Feedlots.

(a) The term "feedlot" means the feeding of livestock in lots or pens which are not normally used for raising crops and in which no vegetation for livestock is growing and includes all sheds or buildings used in connection with such feedlot.

Dated this 5th day of February 2018.

Ronald Blachford, Mayor

ATTEST:

Sheila Coss, Finance Officer

(SEAL)

Record of Votes:

Alderman Rangel –
Alderman Odegaard –
Alderman Meyer –
Alderman Zeller –
Alderman Steers –
Alderman Swartz –

First Reading: January 17, 2018

Adoption: February 5, 2018

RESOLUTION NO. 2018-3

The City of Miller is an equal opportunity employer.

WHEREAS, the City of Miller desires to ensure that the citizens of the City of Miller have a locally managed entity to assist families in need of assistance and victims of domestic violence/sexual assault;

WHEREAS, the Family Crisis Center, Inc. is a locally controlled entity;

THEREFORE, BE IT RESOLVED that the City of Miller hereby endorses the Family Crisis Center, Inc. as the official entity of choice to provide assistance to victims of domestic violence/sexual assault in the City of Miller.

Adopted this 5th day of February, 2017.

(SEAL)

Ronald Blachford, Mayor

ATTEST:

Sheila Coss, Finance Officer

Miller Fire Dept Roster 1-1-2018

WILBUR H JOHNSON
DAVID L JOHNSON
DAVID N BLACHFORD
BRUCE (MIKE) HAMMILL
RONALD HOFTIEZER, SR
ROBERT W LABOR
TERRY L MANNING
RICK C NORTON
MICHAEL NAMANNY
CURT MANNING
SHANE SPORRER
SCOTT GIBSON
STEVE RESEL
JEFFREY MONCUR
Richard Waldrop
Terry Naber
Kelly Fernholz
Rick Oligmueller
Lance DeHaai
Rodney Gortmaker
Arlen Gortmaker
Brandon Hammill
Chris Kruml
Shaun McFarlane
Jeff Phinney
Brad Kopecky
James Waldrop
Kevin Hofer
Chris Assmus
Gary Neyens
Max Miller
Nikki McFarlane
Nate Van Zee
Seth Allen
Michael Hammill
Preston Blackwell
Kent Baumberger
Patrick Price
Adam Seeklander
John Dunlop

Utility Committee Recommendations

Sheila Coss

From: Huisken, Drew <Drew.Huisken@state.sd.us>
Sent: Tuesday, January 23, 2018 8:43 AM
To: 'Camden Hofer'
Cc: Sheila Coss
Subject: RE: Miller

Camden,

After researching the administrative rules, discussing with my supervisors, and looking at similar situations in the past, I'm afraid DENR cannot fund the total replacement of the sidewalk and the curb and gutter.

The State Grants and SRF Funding will pay for the portions of sidewalk and curb and gutter that are removed as a result of the service line installation. If Miller wants to replace the remainder of the sidewalk, it will have come from a different funding source.

Thanks,

Drew Huisken
Natural Resources Engineer II
Water and Waste Funding Program - DENR
605-773-5092

From: Camden Hofer [mailto:chofer@spn-assoc.com]
Sent: Monday, January 22, 2018 8:59 AM
To: Huisken, Drew
Cc: Sheila Coss
Subject: RE: [EXT] Miller

Drew,

Attached is a drawing for the surfacing on the Miller Phase 2 project on Highway 45. I figured quantities and estimated costs for the two options of patching the concrete like shown in the drawing or replacing the entire sidewalk. For the patching option there would be 12 patches that total 186 square yards of concrete and 125 feet of curb and gutter for a total of \$36,400. Replacing the sidewalk would involve 1,311 square yards of concrete and 824 feet of curb and gutter for a total of \$142,000.

Thanks,
Camden Hofer, P.E.
SPN and Associates

From: Huisken, Drew [mailto:Drew.Huisken@state.sd.us]
Sent: Friday, January 19, 2018 11:53 AM
To: Camden Hofer
Subject: RE: Miller

Camden,

Sorry I didn't get you a response earlier, I have been out sick.

Before DENR commits to a response we need more information. As I'm sure you're aware we often pay for sidewalk and curb and gutter on utility projects that have total street replacement. My understanding is that total replacement is not what is planned and the sidewalk would be change ordered on to the contract, but please correct me if I'm wrong. I'd also like to know just how much sidewalk is being replaced. You mentioned that it was 18 services, roughly 1/8 of the sidewalk, but if possible can you please give me an idea of the anticipated cost of the sidewalk replacement? Any drawings or additional detail on how the sidewalk will be impacted by the project or the services would also be helpful.

The Phase 2 money could be used, but would have to be only the grant funds. You may be aware that the grant has a special condition that it must be drawn concurrently with the loan. So to use the grant funds, Miller would also need to draw enough for a concurrent match with the CWSRF loan, whether that be engineering, admin, or other costs to get to that percentage. I'm assuming this would be under Menning's contract, but any work would need to meet all SRF requirements, as has been the case with the Menning contract including the portions not funded by SRF. It would be a little tricky to navigate, but yes, it can be paid for with phase 2 money.

I'll give Terry a call today.
Thanks,

Drew Huisken
Natural Resources Engineer II
Water and Waste Funding Program - DENR
605-773-5092

From: Camden Hofer [<mailto:chofer@spn-assoc.com>]
Sent: Thursday, January 18, 2018 9:37 AM
To: Huisken, Drew
Subject: [EXT] Miller

Drew,
As we discussed I was wondering if the replacement of a block of sidewalks on either side of Highway 45 in Miller could be eligible.

We discussed how the left over money for Phase 1 could be used for Phase 2 by doing an amendment and revising the environmental review.

I am also wondering the Phase 2 money could be used for a portion of the phase 1 project. The issue we are having is that there are important storm sewer improvements that Miller needs to do. However the Phase 1 money from RD will be short. If some of the Phase 2 money from DENR could be allocated to some sanitary improvements on Phase 1, that would free up some Phase 1 money to allow the city to do the storm sewer improvements that they need to do with the remaining funding of the RD money.

When you get a chance you could contact Terry Manning (605-204-0565) and work out a time to meet with him about the record keeping for reimbursement of overtime hours.

Thanks,

Camden A. Hofer, P.E.
Project Engineer
SPN and Associates
2100 North Sanborn Blvd.
PO Box 398
Mitchell, SD 57301

ORDINANCE #689

The City of Miller is an equal opportunity employer.

AN ORDINANCE FOR THE PURPOSE OF AMENDING THE REVISED ORDINANCE OF THE CITY OF MILLER, SOUTH DAKOTA, NO. 681 TO PROVIDE FOR AMENDING THE WATER RATE TO BE CHARGED BY THE MILLER MUNICIPAL WATER SYSTEM.

Be it ordained by the Common Council of the City of Miller, South Dakota that the City Fee Schedule listing water rates be amended as follows:

1. Rates. Rate to be charged to customers be amended as follows:

	Current Rate w/ Debt Service	Total Rate
2" Base Fee	49.56 45.96	
<i>(Plus)</i> Debt Service Surcharge - Watertower	3.94	
<i>(Plus)</i> Debt Service Surcharge - Phase I	8.00	63.50
<i>(Plus)</i> Debt Service Surcharge - Phase II	5.60	

This Ordinance will be in full force and effect so as to commence and include all water billings beginning with water usage for the month of March 2018.

Ronald Blachford, Mayor

ATTEST:

Sheila Coss, Finance Officer

(SEAL)

Record of Votes:

- Alderman Rangel -
- Alderman Odegaard -
- Alderman Meyer -
- Alderman Zeller -
- Alderman Steers -
- Alderman Swartz -

Sec. 4-152. Livestock excluded from city limits.

No person shall be permitted to keep livestock of any kind within city limits except temporarily (which shall be defined as less than two hours), or in connection with the buying or selling of the same by a state certified livestock auction company, or for a public parade authorized by the city council. (Code 1989, § 6.04.020; Ord. No. 596, 9-18-2006)

Sec. 4-153. Livestock premises.

If a person keeps livestock within the city limits pursuant to the exception provided in section 4-152, he shall maintain the premises in a healthful manner, keeping the area sanitary by controlling noxious odors, waste products, flies or other pests therein. (Code 1989, § 6.04.030; Ord. No. 596, 9-18-2006)

Sec. 4-154. Livestock confinement.

Anyone having livestock under the section 4-152 exception, must keep the same from running at large. (Code 1989, § 6.04.040; Ord. No. 596, 9-18-2006)

Sec. 4-156. Feedlots.

(a) The term "feedlot" means the feeding of cattle, swine or sheep in lots or pens which are not normally used for raising crops and in which no vegetation for livestock is growing and includes all sheds or buildings used in connection with such feedlot.

(b) It is unlawful for any person, firm, association or corporation to maintain or operate a feedlot within the city or within one mile of the boundary of the city as such boundary may exist from time to time, when any such feedlot emits foul and offensive odors.

(c) The maintenance or operation of a feedlot by any person within the city or within one mile of the boundary of the city as such boundary shall exist from time to time, when the maintenance and operation of any such feedlot emits foul and offensive odors shall be and is declared a public nuisance by reason that such odors are injurious to the public health and interfere with the peaceful enjoyment of private and public property.

(Code 1989, §§ 8.08.010—8.08.030; Ord. No. 340, § 4, 9-15-1969)



INVOICE

Schmucker, Paul, Nohr and Associates

2100 North Sanborn Blvd. - PO Box 398

Mitchell, SD 57301-0398

Phone (605) 996-7761

Wats (800) 952-3598

Fax (605) 996-0015

CITY OF MILLER
120 WEST 2ND
MILLER, SD 57362

Invoice Date	Invoice Num
Jan 30, 2018	16812
Billing Through Jan 26, 2018	

Construction Administration: Complete drawings of construction record and project coordination to close out project.

Billing Period: 12/17/17 through 1/26/18

Project ID	Project Name	Contract Amount	% Complete	Previously Billed	Amount Due
M14607:05LS	MILLER LIFT STATIONS-CONS	\$26,200.00	95.00	\$23,580.00	\$1,310.00

Total Amount Due: \$1,310.00

This invoice is due upon receipt

VERIFICATION OF CLAIM

I declare and affirm under the penalties of perjury that this claim has been examined by me, and to the best of my knowledge and belief, is in all things true and correct.

Dated this ^{30th} day of January, 20 ¹⁸

SCHMUCKER, PAUL, NOHR
& ASSOCIATES

Tony Nohr
Signed

Due upon receipt. Overdue accounts will be assessed a 1.5% monthly finance charge from the date of billing until the account is paid in full.



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CITY OF MILLER
120 WEST 2ND
MILLER, SD 57362

Invoice Date	Invoice Num
Jan 30, 2018	16813
Billing Through Jan 26, 2018	

Construction Administration: Work on drawing of construction for work completed to date. Project coordination to add block of 3rd Ave to Phase I.

Billing Period: 12/17/17 through 1/26/18

Project ID	Project Name	Contract Amount	% Complete	Previously Billed	Amount Due
M14607:05WW	MILLER WASTEWATER-CONS	\$109,700.00	58.00	\$60,335.00	\$3,291.00

Total Amount Due: \$3,291.00

This invoice is due upon receipt

VERIFICATION OF CLAIM

I declare and affirm under the penalties of perjury that this claim has been examined by me, and to the best of my knowledge and belief, is in all things true and correct.

Dated this 30th day of January 2018

SCHMUCKER, PAUL, NOHR
& ASSOCIATES

Paul Nohr
Signed

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INVOICE

CITY OF MILLER
120 WEST 2ND
MILLER, SD 57362

Invoice Date	Invoice Num
Jan 30, 2018	16800
Billing Through Jan 26, 2018	

Preliminary Design: Preliminary Design has been reviewed with the City. Final design has begun.
Billing Period: 12/17/17 through 1/26/18

Project ID	Project Name	Contract Amount	% Complete	Previously Billed	Amount Due
M14842:02W	MILLER WATER PHASE 2-PREI	\$78,100.00	100.00	\$70,290.00	\$7,810.00

Total Amount Due: \$7,810.00

This invoice is due upon receipt

VERIFIED BY THE CLIENT

I declare and affirm under the penalties of perjury that this claim has been examined by me, and to the best of my knowledge and belief, is in all things true and correct.

Dated this 30th day of January, 20 18

SCHMUCKER, PAUL, NOHR
& ASSOCIATES

Paul Nohr
Signed

Due upon receipt. Overdue accounts will be assessed a 1.5% monthly finance charge from the date of billing until the account is paid in full.



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CITY OF MILLER
120 WEST 2ND
MILLER, SD 57362

Invoice Date	Invoice Num
Jan 30, 2018	16801
Billing Through Jan 26, 2018	

Preliminary Design: Preliminary Design has been reviewed with the City. Final design has begun.
Billing Period: 12/17/17 through 1/26/18

Project ID	Project Name	Contract Amount	% Complete	Previously Billed	Amount Due
M14842:02WW	MILLER WASTEWATER PHASE	\$114,500.00	100.00	\$103,050.00	\$11,450.00

Total Amount Due: \$11,450.00

This invoice is due upon receipt

VERIFICATION OF CLAIM

I declare and affirm under the penalties of perjury that this claim has been examined by me, and to the best of my knowledge and belief, is in all things true and correct.

Dated this 3rd day of January, 2018

SCHMUCKER, PAUL, NOHR
& ASSOCIATES

[Signature]
Signed

Due upon receipt. Overdue accounts will be assessed a 1.5% monthly finance charge from the date of billing until the account is paid in full.



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CITY OF MILLER
120 WEST 2ND
MILLER, SD 57362

Invoice Date	Invoice Num
Jan 30, 2018	16802
Billing Through	
Jan 26, 2018	

Final design is well underway.
Billing through 1/26/18

Project ID	Project Name	Contract Amount	% Complete	Previously Billed	Amount Due
M14842:03W	MILLER WATER PHASE 2-PREI	\$52,100.00	30.00	\$15,630.00	\$15,630.00

Total Amount Due: \$15,630.00

This invoice is due upon receipt

VERIFICATION OF CLAIM

I declare and affirm under the penalties of perjury that this claim has been examined by me, and to the best of my knowledge and belief, is in all things true and correct.

Dated this ^{3rd} day of January 20 18

SCHMUCKER, PAUL, NOHR
& ASSOCIATES

Paul Nohr
Signed

Due upon receipt. Overdue accounts will be assessed a 1.5% monthly finance charge from the date of billing until the account is paid in full.



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CITY OF MILLER
120 WEST 2ND
MILLER, SD 57362

Invoice Date	Invoice Num
Jan 30, 2018	16803
Billing Through Jan 26, 2018	

Final design is well underway
Billing through 1/26/18

Project ID	Project Name	Contract Amount	% Complete	Previously Billed	Amount Due
M14842:03WW	MILLER WASTEWATER PHASE	\$76,400.00	30.00	\$0.00	\$22,920.00

Total Amount Due: \$22,920.00

This invoice is due upon receipt

VERIFICATION OF CLAIM

I declare and affirm under the penalties of perjury that this claim has been examined by me, and to the best of my knowledge and belief, is in all things true and correct.

Dated this 30th day of January..... 20 18

SCHMUCKER, PAUL, NOHR
& ASSOCIATES

Paul Nohr
Signed

Due upon receipt. Overdue accounts will be assessed a 1.5% monthly finance charge from the date of billing until the account is paid in full.

NOTICE OF FINAL PROJECT REVIEW AND ACCEPTANCE

Contractor: Lanny Olson DBA Olson Construction

Address: PO Box 928
Huron SD 57350

Project: Lift Stations

Project Number(s): SPN #14607

Final change orders have been submitted and a final inspection of the facility as constructed has been made. The project construction is accepted with no exceptions.

To the best of our knowledge and belief, payment in full has been made to all persons who have furnished labor for the Work, and also all manufacturers, materialmen, and subcontractors who furnished any material and/or services for the Work have been paid in full as evidenced by the Contractor's verbal assurance and the Contractor's Affidavit and Indemnity Agreement as delivered to the Owner and/or Engineer.

The project Engineer has certified that the construction has been reviewed, tested and found to be generally within the limits as outlined in the plans and specifications and contract change orders.

All known defects in workmanship and materials reported during the period of construction of the Work, have been corrected to the satisfaction of the Owner.

This acceptance is subject to approval of all State and Federal agencies having jurisdiction.

The undersigned accepts the work constructed under the conditions and guarantee of the contract with the exceptions as noted above.

The one year maintenance requirement of the contract, secured by the Performance and Payment Bond, shall become effective as of:

September 7, 2017

ENGINEER: SCHMUCKER, PAUL, NOHR & ASSOCIATES

By: Camden A. Hofer

Printed Name & Title: Camden A. Hofer, P.E. Project Engineer

Date: 1-17-18

OWNER: City of Miller

By: _____

Printed Name & Title: _____

Date: _____