

**AGENDA
CITY OF MILLER
MONDAY, JUNE 1, 2015
7:00 P.M.**

Call to Order

Pledge of Allegiance

Approval of Minutes *pgs. 1-5*

Approval of Agenda

Approval of Bills

Public Input

Department Heard Reports: *pgs. 6-9*

7:10-7:20 Electric, Police

7:20-7:30 Water/Sewer, Street

7:30-7:35 Finance Office

7:35-7:45 On Hand Economic Development

New Business

1. Mike Olson – Code Enforcer
2. Amanda Taylor – WSI Training
3. Building Permits: John Fanning - steel building; Doug Purrington - deck;
Dave & Judy VanHeuvelen - deck
4. Budget Training *pgs. 10-11*
5. Pay Request – Helms & Associates \$44,333.79 *pgs. 12-13*
6. Pay Request – T & R Contracting \$632,770.71 *pgs. 14-15*
7. Ken Simons – Trailer *pg. 16*
8. Special Events – Special Meetings
9. Second Reading – Ordinance 661 IPMC *pgs. 17-19*
10. Utility Committee Recommendation
11. Infra-Track, Inc.

Executive Session

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

Adjourn

**UNAPPROVED
CITY OF MILLER
CITY COUNCIL MEETING
MAY 18, 2015**

The City Council met in regular session at City Hall at 6:00 p.m. on Monday, April 20, 2015.

MEMBERS PRESENT: Aldermen Gale Auch, Jim Odegaard, Tony Rangel, Tom Winsell, and Joe Zeller. Absent: Mayor Ron Blachford and Alderwoman Mary Johnson.

CALL TO ORDER: President Rangel called the meeting to order.

Pledge of Allegiance was said by all present.

AGENDA: Motion by Alderman Winsell, seconded by Alderman Odegaard to approve the agenda. All members voted aye. Motion carried.

MINUTES: Motion by Alderman Zeller, seconded by Alderman Auch to approve the minutes for the regular meeting held on May 4, 2015. All members voted aye. Motion carried.

APPROVAL OF BILLS: Motion by Alderman Odegaard, seconded by Alderman Auch to approve the bills. All members voted aye. Motion carried.

OLD BUSINESS

Airport Land Appraisal: Motion by Alderman Auch, seconded by Alderman Odegaard to offer Bushfields and Ruhnkes the appraised value of \$13,000 for Outlot 2, Miller Airport Addition. The City will remove the siren and pole from Lot 5, Block 4 Mitcheltree Addition and replace the fence along the west edge of Outlot 2, Miller Airport Addition at no cost to the Bushfields or Ruhnkes. All members voted aye. Motion carried.

NEW BUSINESS

2014 JD 915B Commercial Lawn Mower: Motion by Alderman Odegaard, seconded by Alderman Auch to approve the purchase of a 2014 John Deere 915B commercial lawn mower with our credit at John Deere (C & B Implement). All members voted aye. Motion carried.

Building Permits: Motion by Alderman Odegaard, seconded by Alderman Winsell to approve building permits for Bonnie Hall – remove garage, sheds, deck; and Duane Harvey – add garage. All members voted aye. Motion carried.

Helms & Associates Pay Request: Motion by Alderman Zeller, seconded by Alderman Winsell to approve a pay request to Helms & Associates for \$36,256.06. All members voted aye. Motion carried. Motion by Alderman Zeller, seconded by Alderman Auch to have President Rangel sign the pay request. All members voted aye. Motion carried.

Budget Training: SDML is offering budget training in Pierre on July 16 and in Aberdeen on July 22. At the June 1 meeting, Council members will let Finance Officer, Sheila Coss know which meeting they will be able to attend.

PUBLIC HEARING

Liquor License Transfer – Redneck Paradise, Inc.: A public hearing was held at 7:30 p.m. Motion by Alderman Zeller, seconded by Alderman Odegaard to approve an on-sale liquor license transfer from Redneck Paradise, Inc. at 812 N Broadway to Redneck Paradise, Inc. dba Pop-A-Top Liquor Store & Tavern at 115 N Broadway effective June 22, 2015. All members voted aye. Motion carried.

Redneck Paradise – Street Dance: Motion by Alderman Odegaard, seconded by Alderman Auch to approve a street dance at Redneck Paradise on June 12 until 12:30 a.m. on June 13. All members voted aye. Motion carried.

Volunteer Firemen: Motion by Alderman Odegaard, seconded by Alderman Winsell to approve adding volunteers Matthew Miller and Isaac Sauder and to remove Doug DeBoer, Brian Duxbury and Anthony VanEverdingen from our worker’s compensation policy. All members voted aye. Motion carried.

Code Enforcement: Extensive discussion was held regarding hiring a code enforcer to assist with the cleanup in Miller. Mike Olsen, code enforcer from Aberdeen, will attend the June 1 meeting to explain his procedures as well as the cost of his services.

Motion by Alderman Zeller, seconded by Alderman Winsell to adjourn the meeting. There being no further business, the meeting was adjourned at 8:12 p.m. All members voted aye. Motion carried.

Tony Rangel, President

Sheila Coss, Finance Officer

LEGAL NOTICE OF RECEIPT

Copy of the official proceedings
was received on: _____

Published once at the
approximate cost of: _____

Bills May 2015 (2)

A & B Business Solutions	Copier Meter	\$103.42
A+ Tire & Auto Service	Service	\$16.00
B & L Communications	Service	\$1,322.97
Bob's Disposal Service	Garbage	\$180.00
Boney's Parts Plus	Parts	\$69.12
City Utilities	Utilities	\$6,254.86
CNH Industrial Capital	Parts	\$1,114.00
Cook Implement	Stump Grinder	\$170.00
Sheila Coss	Reimb	\$200.31
Cowboy Country Stores Inc	Fuel	\$807.95
Dakota Riggers & Tool Supply	Supplies	\$179.59
Donlin Building Inc	Tank	\$112.95
Elan	Supplies	\$690.43
The Fabric Inn	Patches	\$60.00
Farnam's Genuine Parts Inc	Parts	\$126.92
Grafix Shoppe	Decals	\$76.09
Hawkins Inc	Supplies	\$2,721.02
Heartland Consumers Power Dist	Power	\$4,524.21
Helms & Associates	Prof Fees	\$36,256.06
Holiday Inn Convention Center	Lodging	\$96.99
Jack's Uniforms & Equipment	Equipment	\$496.00
John Deere Financial	Service	\$2,421.00
MARC	Supplies	\$458.82
Mid-Dakota Rural Water System	Water	\$14,752.54
Midcontinent Communications	Telephones	\$432.57
Midwest Turf & Irrigation	Supplies	\$1,640.76
Miller Ace	Supplies	\$408.90
Miller Civic & Commerce	Fireworks	\$1,000.00
Miller Rexall Drug	Supplies	\$7.47
Northwest Pipe Fittings	Parts	\$1,206.85
NorthWestern Energy	Wheeling Charge	\$9,269.76
Oakley Farm & Ranch Supply	Supplies	\$89.28
On Hand Development Corp.	Industry	\$11,000.00
Petty Cash	Reimb	\$30.15
Postmaster	Stamps	\$49.00
Postmaster Trust Account	Postage	\$320.00
Prairie Wind Promotions	Clothing/Embroidery	\$85.15
Pump 'N Pak	Fuel	\$348.46
Quoin Financial Bank	Debt Service	\$1,375.94
Rausch Brothers Monument Co.	Bench	\$750.00
Riter Rogers Law Office	Prof Fees	\$2,660.54
SD Federal Surplus Agency	Supplies	\$65.50
SD Governmental FO's Assn	Registration	\$150.00
SD Governmental HR Assn	Registration	\$100.00
SPN	Prof Fees	\$3,000.00
Stan Houston Equipment Co Inc	Supplies	\$104.93
Stuart C Irby Co	Supplies	\$2,694.25
Sturdevant's Auto Parts	Parts	\$505.00
Super Clean Car Wash	Car Washes	\$54.00
Terex Services	Annual Inspection	\$3,978.28

Tucker's SuperValu Foods
 WAPA
 Wesco
 **** Paid Total ****

Supplies
 Power
 Supplies

\$135.73
 \$52,500.17
 \$347.70

 \$194,718.90

Payroll by Department:		5/19/2015		
	Department	w/o OT	OT	Total
41110	COUNCIL	1,808.51		1,808.51
41410	FINANCE OFFICE	1,030.22		1,030.22
42110	POLICE	10,015.75	188.40	10,204.15
43110	STREET	4,452.59	167.18	4,619.77
43210	SEWER	4,494.12	44.29	4,538.41
43310	WATER	4,494.08	44.29	4,538.37
43410	ELECTRIC	10,145.36		10,145.36
43510	AIRPORT	201.45		201.45
45110	BALL PARK	229.76		229.76
45210	PARK	537.21		537.21
45310	POOL	33.58		33.58
		<hr/>		
		\$37,442.63	\$444.16	\$37,886.79

**UNAPPROVED
CITY OF MILLER
CITY COUNCIL MEETING
MAY 26, 2015**

The City Council met in special session at City Hall at 12:00 p.m. on Tuesday, May 26, 2015.

MEMBERS PRESENT: Aldermen Tony Rangel, Gale Auch, Jim Odegaard, Tom Winsell, Joe Zeller and Alderwoman Mary Johnson. Absent: Mayor Ronald Blachford.

CALL TO ORDER: President Rangel called the meeting to order.

Pledge of Allegiance was said by all present.

AGENDA: Motion by Alderman Zeller, seconded by Alderman Odegaard to approve the agenda. All members voted aye. Motion carried.

PUBLIC HEARING

A public hearing was held at 12:00 p.m. Motion by Alderman Auch seconded by Alderman Odegaard, to approve a special event liquor license for Hi-Lite Steakhouse to serve alcoholic beverages at the Community Center on May 27, 2015, for a wedding dance. All members voted aye. Motion carried.

NEW BUSINESS

- 1. Employee Policy Manual Change – Personal Emergency Leave:** Motion by Alderman Zeller, seconded by Alderwoman Johnson to approve the following changes to the employee policy manual:

The amount of sick leave to be used for personal leave is to be limited to 40 80 hours per year if previously accrued. This leave does not accumulate from year to year.

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

All members voted aye. Motion carried.

Motion by Alderman Zeller, seconded by Alderman Winsell to adjourn the meeting. There being no further business, the meeting was adjourned at 12:20 p.m. All members voted aye. Motion carried.

Anthony Rangel, President

Sheila Coss, Finance Officer

LEGAL NOTICE OF RECEIPT

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

City Council Meeting
Department Head Reports
June 1, 2015

Police Department Report

1. Officer Chris Henrickson had D.A.R.E. graduation on May 13, 2015, for the 5th graders at the school. Henrickson is finishing up his seventh year of teaching D.A.R.E.
2. The Ford Interceptor has been put into service. I have received many positive comments from the public on the looks of it.
3. The police department is participating in the Department of Highway Safety's mobilization, "Click it or Ticket". The mobilization period lasts from May 18 to May 31. During this time, extra officers are out on patrol enforcing the traffic safety laws.

Street Department Report

1. I dug out all of the mud out of the east end of Crystal Lake and David & Gordy both hauled and cleaned up the area that was disturbed. I thought that the mud was sediment but after I started to clean it out we realized that it was 25 years of leaves that were rotted away. It totaled about 6 tandem truck loads.
2. I bladed all of the alleys, and we will be graveling several of them later this summer.
3. Filled potholes around town on a few occasions.
4. The city wide clean up went well we were done by 11:30 that morning. We cleaned up "stuff" from 28 people. Some as little as a few twigs or one appliance to several items.
5. We installed 1 Way signs at the Miller Press alley.
6. We hauled out some more trees out of boulevards.
7. David sprayed the warning track and fence line at the ball fields.
8. I applied larvicide the water sources around Miller & David helped me in St. Lawrence.
9. I had a bunch of fill dirt hauled in and topped with 6" black dirt on the south east corner of Crystal Park to help with the steep drop off. When the mower is on it it is way to sharp of an angle.
10. We have been working out at the old landfill moving dirt and I will be building a road through the middle for access.

~~**Water Department Report**~~

Electric Department Report

1. Retiring old system.
2. LED street lights have been installed, last nine just came in.
3. Fountain motor is bad, we took it to Freddie's Electric.
4. Fixed siren at cement plant.
5. Transformer is set at Dollar General.
6. Josh completed and passed Journeyman's testing. Note: Wage Increase
7. Surplus old poles.

Finance Office Report

1. Sales Tax Report – see attachment
2. Cindy and Rachel would like to attend a Sales Tax Seminar on July 23rd.
3. I will be attending Human Resource & Finance Officer School June 9-12 in Pierre. Cindy has decided not to attend.
4. Jerry Krambeck, SDPAA, will be here June 8th to review our insurance coverages.
5. I will be on vacation July 7-14/15.

Sales Tax Comparison

	2015	2014	
January	\$20,544.03	\$24,103.39	
	\$44,140.06	\$41,170.82	
Feburary	\$29,391.17	\$34,100.68	
	\$34,983.67	\$32,665.66	
March	\$20,202.84	\$20,128.84	
	\$40,196.85	\$39,046.04	
April	\$13,833.61	\$20,417.77	
	\$47,713.90	\$40,911.98	
May	\$16,250.82	\$16,219.26	
	\$54,504.75	\$46,712.60	
June			
July			
August			
September			
October			
November			
December			

Total	\$321,761.70	\$315,477.04	0.019921133
	up/down from last year		\$6,284.66

Gross Receipts Tax - Split
Fund 211

Month	Current Year		
	Total	City 20%	OHED 80%
JAN		\$0.00	\$0.00
		\$0.00	\$0.00
FEB		\$0.00	\$0.00
		\$0.00	\$0.00
MAR	\$822.05	\$164.41	\$657.64
	\$1,495.30	\$299.06	\$1,196.24
APR	\$1,074.17	\$214.83	\$859.34
	\$2,217.10	\$443.42	\$1,773.68
MAY	\$610.49	\$122.10	\$488.39
	\$1,990.50	\$398.10	\$1,592.40
JUN		\$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
SEP		\$0.00	\$0.00
		\$0.00	\$0.00
OCT		\$0.00	\$0.00
		\$0.00	\$0.00
NOV		\$0.00	\$0.00
		\$0.00	\$0.00
DEC		\$0.00	\$0.00
		\$0.00	\$0.00
\$8,209.61		\$1,641.92	\$6,567.69

Previous Year		
Total	City 20%	OHED 80%
	\$0.00	\$0.00
	\$0.00	\$0.00
	\$0.00	\$0.00
	\$0.00	\$0.00
	\$0.00	\$0.00
	\$0.00	\$0.00
	\$0.00	\$0.00
	\$0.00	\$0.00
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	\$0.00	\$0.00
	\$0.00	\$0.00
	\$0.00	\$0.00
	\$0.00	\$0.00
	\$0.00	\$0.00
	\$0.00	\$0.00
\$0.00	\$0.00	\$0.00

<i>up/down from previous year</i>		
Total	\$8,209.61	#DIV/0!
City	\$1,641.92	#DIV/0!
OHED	\$6,567.69	#DIV/0!

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

Cindy Deuter

From: Person, Jean <Jean.Person@state.sd.us>
Sent: Wednesday, May 06, 2015 4:20 PM
To: 'cindy.deuter@cityofmiller.com'
Subject: Registration for Basic Sales Tax Seminar and Agenda

Cindy,

You and Rachel Heezen are registered for the Basic Sales Tax seminar to be held in Aberdeen from 9:00 a.m. – 12:00 p.m., July 23rd. This seminar will be held in the Aberdeen Revenue Office Conference Room, 14 S. Main Street, Suite 1-C in Aberdeen.

Basic Sales Tax workshops cover topics such as:

- how and when to apply for a tax license
- exemptions from sales and use taxes
- exempt entities
- use tax
- municipal taxes
- purchases for resale
- how to file sales tax returns by paper and electronically through EPath.

Thank you for your interest in our seminars.

If you need to cancel your registration or have questions, please contact me at 605.773.5445, or email me at jean.person@state.sd.us.

Jean Person
Education Coordinator
SD Department of Revenue
445 E. Capitol Avenue
Pierre, SD 57501
(605) 773-5445
jean.person@state.sd.us

SOUTH DAKOTA MUNICIPAL LEAGUE

2015 Budget Training

Agenda

9:30 a.m. **Registration**

10:00 a.m. **Municipal Budget Training – Dollars and Sense**
to *Rod Fortin*, Director of Local Government Assistance, Department of Legislative Audit
3:00 p.m.

- Budget and Appropriations
 - Who is responsible?
 - Why is it important?
- Budget Resources
 - Where can I find help?
- Budget Timeline
 - When do I have to start and finish?
- Budget vs. Cash
 - What is the difference?
- Budget Preparation
 - Details
- Adoption of Appropriation Ordinance
 - Reading, Passage and Publication
- Budget Execution
 - Set-up in Accounting System
 - Maximum Authorization to Spend
 - Monitoring
 - Increasing
 - Year-end
- Future Budgets
 - Indicators
 - Flow
 - Reserves

*** Noon Lunch Provided**

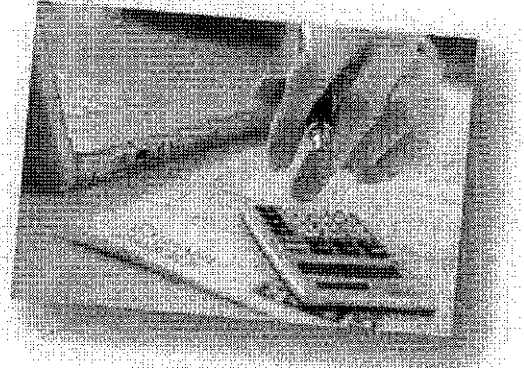
SOUTH DAKOTA MUNICIPAL LEAGUE

Budget Training Municipal Budgets – Dollars and \$ense

Course Description: This one-day training will provide elected officials and finance officers with the tools they need to create and maintain the annual municipal budget. Attendees will learn about available resources, preparation and timelines for completion of the budget, on-going monitoring, contingency transfer and supplemental appropriation.

Agenda:

- Budget and Appropriations
- Budget Resources
- Budget Timeline
- Budget vs. Cash
- Budget Preparation
- Adoption of Appropriation Ordinance
- Budget Execution
- Future Budgets



Presenter: Rod Fortin, Director of Local Government Assistance, Department of Legislative Audit. He has audited and provided financial and compliance assistance to cities, counties, schools and other local governments for over 17 years.

Municipality: _____

Please Print Name and Title:

Name	Title	Email
_____	_____	_____
_____	_____	_____
_____	_____	_____

Please choose one training to attend:

Each training is from 10 a.m. to 3 p.m. local time with lunch provided.

- July 15, 2015 Rapid City Ramkota Hotel July 16, 2015 Pierre King's Inn
- July 22, 2015 Aberdeen Ramkota Hotel July 23, 2015 Sioux Falls Ramkota Hotel

Number Attending _____ @ \$25.00 each = \$ _____

**Make checks payable to SDML, Sorry no credit cards accepted.*

Please return this form and payment by **July 1, 2015*** to: South Dakota Municipal League
208 Island Drive
Fort Pierre, SD 57532

**No refund will be given after July 1, 2015*

SDML OFFICE USE ONLY: DATE: _____ CHECK #: _____ AMOUNT: _____

City

COPY

Helms & Associates

PO Box 111
Aberdeen, SD 57402-
Tel: (605) 225-1212 Fax: (605) 225-3189
TERRYH@HELMSENGINEERING.COM

Invoice

Invoice Date: May 26, 2015
Invoice Num: 12577
Billing Through: May 23, 2015

CITY OF MILLER
120 West 2nd Street
MILLER, SD 57362

AIP # 3-46-0035-008-2014
PER CONTRACT DATED 11/4/14
INVOICE SEVEN

SEE ATTACHED

<u>Project Name (ID)</u>	<u>Amount</u>
MILLER AIRPORT RUNWAY CONSTRUCTION ADMIN (A5638:05) - Managed by (201)	\$7,092.19
MILLER AIRPORT RUNWAY RESIDENT ENGINEERING (A5638:06) - Managed by (201)	\$37,241.60

Amount Due This Invoice: \$44,333.79

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 26th day of May, 2015.
HELMS AND ASSOCIATES [Signature]

APPROVAL:

BY: _____

TITLE: _____

DATE: _____

Account Summary

Billed To Date	Paid To Date	Balance Due
\$ 99,643.47	\$ 55,309.68	\$ 44,333.79

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PROJECT: MILLER MUNICIPAL AIRPORT
RECONSTRUCTION OF RUNWAY 15/33, APRON, EXISTING TAXIWAYS & NEW TAXIWAY
AIP # 3-46-0035-008-2014
A-5638
CONTRACT DATE: NOVEMBER 4, 2014
INVOICE DATE: 5/26/15
INVOICE NUMBER: SEVEN
INVOICE PERIOD: 4/26/15 THROUGH 5/23/15

CONSTRUCTION ADMINISTRATION SERVICE		
	CURRENT INVOICE	TOTAL TO DATE
LABOR COSTS:	\$1,943.89	\$6,935.70
OVERHEADS @ 1.79172	\$3,482.91	\$12,426.83
LABOR SUB-TOTAL	\$5,426.80	\$19,362.53
COST OF MONEY @ 2.165%	\$42.09	\$150.16
FIXED FEE: @ 13%	\$705.48	\$2,517.13
EXPENSES @ COST:		
MILEAGE:	\$0.00	\$68.39
MEALS:	\$0.00	\$18.00
LODGING:	\$0.00	\$0.00
OUTSIDE CONSULTANT @ COST (METTLER)	\$917.82	\$917.82
	\$0.00	\$0.00
	\$0.00	\$0.00
TOTAL	\$7,092.19	\$23,034.03

RESIDENT ENGINEERING SERVICES		
	CURRENT INVOICE	TOTAL TO DATE
LABOR COSTS:	\$10,999.05	\$22,623.33
OVERHEADS @ 1.79172	\$19,707.22	\$40,534.67
LABOR SUB-TOTAL	\$30,706.27	\$63,158.00
COST OF MONEY @ 2.165%	\$238.13	\$489.80
FIXED FEE: @ 13%	\$3,991.81	\$8,210.54
EXPENSES @ COST:		
MILEAGE:	\$1,059.67	\$1,948.77
MEALS:	\$714.00	\$1,319.00
LODGING:	\$531.72	\$1,483.33
OUTSIDE CONSULTANT @ COST	\$0.00	\$0.00
	\$0.00	\$0.00
	\$0.00	\$0.00
TOTAL	\$37,241.60	\$76,609.44

PERIODIC PAYMENT ESTIMATE

COPY

ISSUE DATE: May 29, 2015 ESTIMATE NO. 3 (Partial) (Final)
 OWNER: City of Miller PERIOD FROM: 4/30/2015 - 5/27/2015
 CONTRACTOR: T & R Contracting, Inc. DATE OF CONTRACT: October 6, 2014

DESCRIPTION OF JOB: Runway 15/33 Reconstruction
 JOB NUMBER: Helms A-5638 AIP # 3-46-0035-008-2014
 BID SCHEDULE: Base Bid
 INCLUDING APPROVED C/O's: N/A

STATEMENT OF THE CONTRACT ACCOUNT

Original Contract Amount	\$2,544,422.35
Additions Approved to Date - C/O #'s ()	
Deductions Approved to Date - C/O #'s ()	
Net Contract Amount this Date	\$2,544,422.35
Value of Application for PPE for Work to Date	\$1,384,688.28
Less Recommended Minimum Amount to be Withheld	
Estimated Value of Work to Date	\$1,384,688.28
Material Stored On-Site	\$6,874.34
Estimated Work to Date and Material On-Site	\$1,391,562.62
Value of 10 Percent Retainage	\$139,156.26
Estimated Value of Work to Date, Less Retainage	\$1,252,406.36
Total Previously Certified	\$619,635.65
Amount Due this Request	\$632,770.71

Certificate of Approval:

OWNER: City of Miller
 BY: _____ DATE: _____

Contractor warrants and guarantees that title to all Work, materials and equipment covered by any Application for Payment, whether incorporated in the Project or not, will pass to Owner at the time of payment free and clear of all liens, claims, security interests and encumbrances.

CONTRACTOR: T & R Contracting, Inc.
 BY: _____ DATE: _____

I have reviewed the Work, and as a result of my observations and to the best of my knowledge and belief, the quantities shown in the periodic estimate are correct, and, it is my Opinion, the Work has been basically performed to meet the intent of the Plans and Specifications. A minimum recommended amount should be withheld from the value of those quantities because of nonperformance or because of partial completion of Work, which is not in accordance with the intent of the Contract Documents. This Work is subject to subsequent inspection, which may require corrective measures to be performed by the Contractor prior to final Certificate of Completion and the final acceptance by the Owner. The Engineer does not guarantee the performance of the work by the Contractor and will not be held responsible for techniques of construction or the safety measures and precautions incidental thereto.

HELMS AND ASSOCIATES:
 BY: _____ DATE: _____

COPY

PERIODIC PAYMENT ESTIMATE NO. 3 (PARTIAL)
 OWNER: City of Miller
 WORK COMPLETED THROUGH: 4/30/2015 - 5/27/2015

ISSUE DATE: 5/29/2015
 CONTRACTOR: T & R Contracting, Inc.
 INCLUDING CHANGE ORDER: N/A

Base Bid

ITEM NO.	UNITS TO DATE	UNIT	DESCRIPTION	UNIT PRICE	TOTAL PRICE APPROVED TO DATE	INSTALLED THIS PERIOD		MATERIALS STORED ON-SITE	UNITS PREVIOUSLY INSTALLED	INSTALLED TO DATE		BALANCE TO INSTALL	
						UNITS	TOTAL PRICE			UNITS	TOTAL PRICE		
1		1 L.S.	Mobilization	\$232,500.00	\$232,500.00	0.4	\$91,000.00		0.4	1	\$232,500.00		
2		1 L.S.	Construction Safety Plan	\$6,339.75	\$6,339.75	0.45	\$2,852.89		0.45	1	\$2,852.89	\$3,486.86	
3		850 Yd	Washing	\$10.70	\$9,095.00	152.7	\$1,629.09			152.7	\$1,629.09	\$7,465.91	
4		49283 CuYd	Undersized Excavation	\$2.68	\$132,075.08	4281	\$11,473.08		43,000	49281	\$132,075.08		
5		37844 CuYd	Disposal of Excess Material	\$8.54	\$323,436.36	7343	\$62,263.30		30,000	37845	\$323,436.30		
6		26,675.0 Ton	Subbase Course	\$6.42	\$171,807.50	7899.8	\$50,331.57		10,844.7	18,694.5	\$119,954.49	\$58,138.01	
7		10,925.0 Ton	Aggregate Base Course	\$12.64	\$138,048.80	10,603.9	\$144,705.40		10,603.9	\$144,705.40	\$4,243.40		
8		29,908 SqYd	6" RCC Formwork	\$41.00	\$1,226,238.00	9,603	\$393,723.00		9,603	\$393,723.00	\$832,515.00		
9		1 L.S.	Certified Concrete Testing	\$59,700.00	\$59,700.00	0.3	\$17,910.20			0.3	\$17,910.20	\$41,789.80	
10		40,204 Ft	Silicone Joint Sealing Filler	\$1.26	\$51,463.68							\$51,463.68	
11		480 Ft	Silicone Joint Sealing Filler w/Expansion Board	\$2.34	\$1,077.20							\$1,077.20	
12		60 Ft	Hot Pour Joint Sealing Filler	\$5.35	\$321.00							\$321.00	
13		1 L.S.	Runway B. Taxiway Painting	\$43,335.00	\$43,335.00							\$43,335.00	
14		15,912 SqYd	Saw-Cut Runway Grooving	\$2.44	\$38,847.28							\$38,847.28	
15		462 Ft	24" RCP Arch	\$85.60	\$39,347.20				450	450	\$38,550.00	\$1,027.20	
16		48 Ft	15" RCP	\$40.39	\$1,938.72				48	48	\$1,938.72		
17		4 Each	24" RCP Arch Flared End	\$1,230.50	\$4,922.00				4	4	\$4,922.00		
18		8,568 Ft	4" Perforated Underdrain Piping	\$6.42	\$55,006.56				8,568	8,568	\$55,006.56		
19		460 Ft	4" Solid Underdrain Piping	\$7.49	\$3,445.40				460	460	\$3,445.40		
20		30 Each	Underdrain Cleanout	\$240.75	\$7,222.50				30	30	\$7,222.50		
21		1 Each	Underdrain Outlet Structure	\$267.50	\$267.50				1	1	\$267.50		
22		1 Each	2' x 3' Type B Inlet W/Type II Frame and Grate and 10' x 10' Concrete Apron	\$3,500.00	\$3,500.00				0.75	0.75	\$2,625.00	\$875.00	
23		18.0 Acres	Seeding and Fertilizing	\$299.60	\$5,392.80							\$5,392.80	
24		22,000 CuYd	Topping from Stockpile	\$5.05	\$1,111,000.00	16,500	\$83,325.00		16,500	\$83,325.00	\$1,027,675.00		
25		1 L.S.	Field Laboratory	\$15,000.00	\$15,000.00				0.75	0.75	\$11,250.00	\$3,750.00	
26		26,975 SqYd	Mill, Salvage, and Stockpile Existing Asphalt Surfacing and Base Material (10" Nominal Depth)	\$1.77	\$47,745.75				26,975	26,975	\$47,745.75		
27		30,946 SqYd	Mill, Place, and Compact Salvaged Asphalt Surfacing and Base Material (9" Nominal Depth)	\$1.44	\$44,562.24							\$44,562.24	
28		1,000 SqYd	Geogrid	\$2.68	\$2,680.00				1,000	1,000	\$2,680.00	(\$268.00)	
29		30,046 SqYd	Geotextile Separator Fabric	\$1.34	\$40,261.64	1,067	\$1,428.78		29,879	30,946	\$41,467.61		
30		350 Ft	1/2" #8 S/V cable in conduit	\$0.80	\$280.00			\$142.09				\$280.00	
31		2,600 Ft	1/2" #8 S/V cable direct bury	\$3.69	\$9,594.00			\$1,368.25				\$9,594.00	
32		7,530 Ft	#6 Bare Conductor in conduit	\$2.14	\$16,114.20			\$2,737.03				\$16,114.20	
33		300 Ft	3" conduit in trench	\$3.33	\$1,000.00					270	270	\$1,444.50	\$160.50
34		29 Each	Raise/Lower Stake Mounted Runway/Threshold/Taxiway Light	\$69.55	\$2,016.95							\$2,016.95	
35		8 Each	Raise Base Mounted Runway/Threshold Light	\$283.55	\$2,268.40							\$2,268.40	
36		2 Each	Lower Base Mounted Runway/Threshold Light	\$615.25	\$1,230.50			\$265.06				\$1,230.50	
37		4 Each	Raise PAPI Lights	\$203.30	\$813.20							\$813.20	
38		18 Each	Taxiway Edge Reflectors	\$304.95	\$5,489.10			\$2,351.91				\$5,489.10	
39		8 Each	Remove and Raise Existing Stake Mounted Taxiway Light	\$117.70	\$941.60				4	4	\$470.80	\$470.80	
40		3 Each	Remove and Salvage Runway Light and Reconnect Circuit	\$123.05	\$369.15				3	3	\$369.15		
41		18 Each	Remove and Salvage Taxiway Edge Reflectors	\$26.75	\$481.50				18	18	\$481.50		
42		2 Each	Remove and Salvage Sign and Reconnect Circuit	\$281.41	\$562.82				2	2	\$562.82		
43		272 SqYd	Remove and Dispose of Existing Asphalt Surfacing	\$6.42	\$1,746.24				272	272	\$1,746.24		
44		84 Ft	Remove and Dispose of 18" RCP Culvert	\$10.70	\$898.80				84	84	\$898.80		
45		146 Ft	Remove and Dispose of 24" RCP Culvert	\$10.70	\$1,562.20				146	146	\$1,562.20		
46		2 Each	Remove and Dispose of 24" RCP Flared End	\$80.25	\$160.50				2	2	\$160.50		
47		2 Each	Remove and Dispose of 24" RCP Flared End	\$80.25	\$160.50				2	2	\$160.50		
48		2 Each	ReflectORIZED Hot Sign	\$1,219.80	\$2,439.60							\$2,439.60	
49		700 Ton	4" Asphalt Concrete Pavement, Compacted	\$176.55	\$123,585.00							\$123,585.00	
50		160 Ft	High Flow Silt Fence	\$4.76	\$761.60							\$761.60	
51		8,900 SqYd	Erosion Control Blanket	\$1.44	\$12,816.00							\$12,816.00	
52		440 Ft	9" Erosion Control Wattle	\$4.55	\$2,002.00							\$2,002.00	
Base Bid					\$2,544,422.35		\$771,685.24	\$6,874.34			\$1,384,688.28	\$1,159,734.07	

Finance Office: Sheila Coss, finance officer, showed that the sales tax is finally up from last year by 1.55%. The conference in Spearfish was very beneficial. We have been cleaning up and getting prepared for the auction on October 24, 2014.

OLD BUSINESS

Building Permit – John Fanning: Motion by Alderman Rangel, seconded by Alderman Odegaard to approve a building permit for John Fanning to build a house. All members voted aye. Motion carried.

Jim Bonebright – Mini Excavator: Motion by Alderman Auch, seconded by Alderman Winsell to purchase a mini excavator for \$58,405.00 with \$30,000 down and \$14,255.22 due 1/2015 and \$14,256.22 due 1/2016 with a 2 year loan from CNH for 0.5%. All members voted aye. Motion carried. Motion by Alderman Rangel, seconded by Alderman Zeller for Finance Officer Sheila Coss to sign all necessary documents for the lease/purchase. All members voted aye. Motion carried.

Bushfield Memorial: Sheila Coss, finance officer, stated that the state will be sending a preview of the write up for Governor Bushfield and his wife, Vera, to be reviewed by the city and the Bushfield family. It will take 4-6 months to complete the memorial. We will need to decide where it will be placed. Donations for the memorial are welcome. Hand County Publishing has pledged a donation.

Dilapidated House: Ken Simons was present to request an extension to complete the work necessary to make his property livable. He has had requests to rent it after they started working on removing the trees and cleaning up the outside of the house. He just recently had the electric turned on so he can work on the inside. The council agreed that he can have until June 1, 2015, to have the trailer house habitable or removed.

Public Hearing:

Variance Hearing for Mike and Shelley Moncur: Motion by Alderman Rangel, seconded by Alderman Odegaard to adjourn as the common council and reconvene as the Board of Adjustments at 8:00 p.m. All members voted aye. Motion carried. Motion by Alderman Winsell, seconded by Alderman Rangel to approve a variance to build a garage on the southwest lot line of Mike Moncur's property. His neighbor to the south has been informed of his plans and is in agreement with them. All members voted aye. Motion carried. Motion by Alderman Odegaard, seconded by Alderman Auch to adjourn as the Board of Adjustments and reconvene as the common council at 8:06 p.m. All members voted aye. Motion carried.

NEW BUSINESS

John Fanning – 915 East 3rd Street: John Fanning was present to discuss his plans to build a building behind the house at 915 E 3rd Street in the spring.

Wellmark Insurance Renewal: Motion by Alderman Rangel, seconded by Alderman Zeller to accept the Wellmark health insurance renewal for 2015. All members voted aye. Motion carried.

Airport AIP and Pre-construction Meeting: There will be a meeting with Helms & Associates on Thursday, October 23rd at 11:00 a.m. for the Airport Improvement Plan and at 12:00 p.m. for the Airport Pre-construction planning. All council members are invited and encouraged to attend.

Ordinance 661

AN ORDINANCE FOR THE ADOPTION OF THE INTERNATIONAL PROPERTY MAINTENANCE CODE BOOK SECTIONS

An Ordinance of the City of Miller adopting Sections 1, 2 and 3 of the 2012 edition of the *International Property Maintenance Code*, regulating and governing the conditions and maintenance of all property, buildings and structures; by providing the standards for supplied utilities and facilities and other physical things and conditions essential to ensure that structures are safe, sanitary and fit for occupation and use; and the condemnation of buildings and structures unfit for human occupancy and use, and the demolition of such existing structures in the City of Miller; providing for the issuance of permits and collection of fees therefore; repealing any other public nuisance ordinance and parts of any other ordinance in conflict therewith.

The City Council of the City of Miller does ordain as follows:

Section 1. That a certain document, three (3) copies of which are on file in the City Finance Office at the City of Miller, being marked and designated as the *International Property Maintenance Code*, 2012 edition, as published by the International Code Council, be and is hereby adopted as the Property Maintenance Code of the City of Miller, in the State of South Dakota for regulating and governing the conditions and maintenance of all property, buildings and structures; by providing the standards for supplied utilities and facilities and other physical things and conditions essential to ensure that structures are safe, sanitary and fit for occupation and use; and the condemnation of buildings and structures unfit for human occupancy and use, and the demolition of such existing structures as herein provided; providing for the issuance of permits and collection of fees therefore; and each and all of the regulations, provisions, penalties, conditions and terms of said Property Maintenance Code on file in the City Finance Office are hereby referred to, adopted, and made a part hereof, as if fully set out in this ordinance, with the additions, insertions, deletions and changes, if any, prescribed in Section 2 of this ordinance.

Section 2. The following sections are hereby revised:

Section 101.1. Insert: City of Miller

Section 102.3 Revised: Nothing in this code shall be construed to cancel, modify or set aside any provision of the Zoning Ordinance of the City of Miller.

Section 102.7 Remove

Section 103.5. Revised: The fees for building permits, activities and services performed by the department in carrying out its responsibilities under this code shall be as established by ordinance of the City Council.

In addition, an administrative fee of \$250 may be assessed for the preparation of bids and contracts to correct or abate a violation.

Section 107.7 Insert: **Extension of time agreement.** If the code official determines that an extension of time will not create or perpetuate a situation imminently dangerous to life or property, the code official may grant an extension of time, not to exceed 180 days in which to complete the work listed in the Notice and Order. Any extension shall not extend the time to

appeal the Notice and Order. Any extension shall be agreed to in writing in a document containing the following:

1. A reasonable and acceptable schedule, setting forth specific dates to complete corrective action for each violation listed in the Notice and Order.
2. A signature of the responsible party.

Section 111.2 Revised: **Appeal Hearing**. Upon receipt of a properly filed application for appeal, the City of Miller Council shall hear the appeal within 30 days after the date of filing of the application for appeal at a regularly scheduled meeting of the Miller City Council.

Section 112.4. Insert: \$25.00 and \$200.00

Section 302.4. Insert: six (6) inches

Section 302.8 Revised: **Motor Vehicles**. Any vehicle which cannot be driven upon the public streets for reasons including but not limited to being unlicensed, wrecked, abandoned, in a state of disrepair, or incapable of being moved under its own power.

Section 304.1.1 Remove

Section 304.13 Remove

Section 304.14. Remove

Section 305 Remove

Section 306 Remove

Section 307 Omit "Interior"

Section 308.1 Omit "Interior"

Section 308.2.2 Revised: **Refrigerators**. Refrigerators, iceboxes or other similar airtight containers or equipment not in operation shall not be discarded, abandoned or stored on premises.

Chapter 4. Light, Ventilation and Occupancy Limitations. Remove entire Chapter 4.

Chapter 5. Plumbing Facilities and Fixture Requirements. Remove entire Chapter 5.

Chapter 6. Mechanical and Electrical Requirements. Remove entire Chapter 6.

Chapter 7. Fire Safety Requirements. Remove entire Chapter 7.

Chapter 8. Referenced Standards. Remove entire Chapter 8.

Appendix A Boarding Standard. Remove entire Appendix.

Section 3. All ordinances or parts of ordinances except 644 and 651 and sections of the City of Miller Municipal Code book in conflict herewith are hereby repealed.

Section 4. That if any section, subsection, sentence, clause or phrase of this ordinance is, for any reason, held to be unconstitutional, such decision shall not affect the validity of the remaining portions of this ordinance. The Miller City Council hereby declares that it would have passed this ordinance, and each section, subsection, clause or phrase thereof, irrespective of the fact that any one or more sections, subsections, sentences, clauses and phrases be declared unconstitutional.

Section 5. That nothing in this ordinance or in the Property Maintenance Code hereby adopted shall be construed to affect any suit or proceeding impending in any court, or any rights acquired, or liability incurred, or any cause or causes of action acquired or existing, under any act or

ordinance hereby repealed as cited in Section 3 of this ordinance; nor shall any just or legal right or remedy or any character be lost, impaired or affected by this ordinance.

Section 6. That the Miller City Finance Officer is hereby ordered and directed to cause this ordinance to be published.

Section 7. That this ordinance and the rules, regulations, provisions, requirements, orders and matters established and adopted hereby shall take effect and be in full force and effect twenty (20) days from and after the date of its publication.

Ronald Blachford, Mayor

(SEAL)

ATTEST: _____
Sheila Coss, Finance Officer

Alderman Rangel
Alderman Odegaard
Alderman Zeller
Alderwoman Johnson
Alderman Winsell
Alderman Auch

First Reading: May 4, 2015
Second Reading: June 1, 2015
Adopted: June 1, 2015
Published: June 10, 2015
Effective Date: June 30, 2015