

AGENDA
CITY OF MILLER
MONDAY, NOVEMBER 16, 2015
7:00 P.M.

Call to Order
Pledge of Allegiance
Approval of Agenda
Approval of Minutes *pgs. 1 - 4*
Approval of Bills

Public Input

Public Hearing

7:30 Variance Hearing – Avera Hand County Memorial Hospital *pg. 5*

New Business

1. 2nd Reading of Ordinance 664 – Water Rates *pg. 6*
2. 2nd Reading of Ordinance 665 – Electric Rates *pgs. 7 - 8*
3. 1st Reading of Ordinance 666 – Budget Supplement *pg. 9*
4. Pay Request for T & R Contracting \$236,983.02 *pgs. 10 - 12*
5. Pay Request for Helms & Associates \$7,934.57 *pgs. 13 - 14*
6. Blackwell Plat
7. Storm Sewer Financing *pg.15*
8. Sexual Harassment Video

Correspondence

SDPAA – Drainage Disputes *pg. 16*
David E Hall – *A Road from Ignorance* *pg. 17*

Adjourn

**UNAPPROVED
CITY OF MILLER
CITY COUNCIL MEETING
NOVEMBER 2, 2015**

The City Council met in regular session at City Hall at 7:00 p.m. on Monday, November 2, 2015.

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

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

Pledge of Allegiance was said by all present.

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

MINUTES: Motion by Alderwoman Johnson, seconded by Alderman Auch to approve the minutes for the regular meeting held on October 20, 2015. All members voted aye. Motion carried.

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

PUBLIC INPUT: Jim Bonebright commented that the James Valley Shriners would like the signs they donated to be displayed within the city.

DEPARTMENT HEAD REPORTS

Police Department: Shannon Speck, Chief of Police, commented that the officers will be receive fire arms and Taser training. Motion by Alderman Rangel, seconded by Alderwoman Johnson to approve the purchase of a new Taser for approximately \$900.00 if the police budget has the funds near the end of the year. All members voted aye. Motion carried. Motion by Alderwoman Johnson, seconded by Alderman Auch to table a decision to purchase the extended warranty on the Taser until additional information is obtained. All members voted aye. Motion carried.

Electric Department: Bill Lewellen, electric superintendent, stated that the fountain has been removed from Crystal Lake and it will need the lights replaced before next spring. The lights for the front walk of City Hall will be installed later this week or early next week. Christmas decorations are ready to be hung after Thanksgiving.

Water/Sewer Departments: James Bonebright, superintendent, stated that Mid-Dakota Rural Water System has installed the antenna on the water tower. There will be an airport construction meeting Tuesday, November 3 at 10:00 a.m. The water samples came back clean so Fischer Plumbing was able to connect Hunters and Fritzsches to the new water line installed on East 5th Avenue.

Street Department: Ron Hoftiezer, street superintendent, said that they are busy getting equipment ready for winter. Leaves will be swept off the streets after the first hard freeze. Motion by Alderman Rangel, seconded by Alderman Winsell to approve the purchase of a chip spreader for approximately \$4,985.00. All members voted aye. Motion carried.

Finance Office: Sheila Coss, Finance Officer, stated that sales tax is up from last year by \$340.63. Governor Daugaard has proclaimed the Friday after Thanksgiving and Christmas Eve afternoon as holidays. We submitted \$398.58 to unclaimed property.

OLD BUSINESS

Fritzsche Receipts: Megan Fritzsche presented the council with a check for \$662.46 for the additional settlement that they received from their claim with Claims Associates, Inc. The claim was settled; no receipts were received by the city.

OpenGov: Motion by Alderman Rangel, seconded by Alderman Odegaard to disapprove the contract with OpenGov. There was concern that it would not be used enough to justify the cost. All members voted aye. Motion carried.

Cleanup Efforts – Noncompliance: There are a few properties that have not completed the cleanup requested by the code enforcer. The council reviewed our ordinances and fines. Motion by Alderman Rangel, seconded by Alderman Auch to table a decision to enforce city code until enforcement processes regarding noncompliance is further researched. All members voted aye. Motion carried.

NEW BUSINESS

East 5th Avenue Street Repair: Work will begin on installing fabric and more gravel on East 5th Avenue south of East 2nd Street. Employees from the street, water and electric departments as well as county employees will assist Olson Construction.

Chlorine at City Dump: Jim Bonebright will contact the DENR to get instructions on how to dispose of approximately 30 buckets of chlorine that are stored at the city dump. Discussion on this topic will be held at the meeting on November 16.

Multiple Deposits - Jean Johnson: Jean Johnson was present to state that they feel that residents should not have to pay multiple deposits if they have multiple water and/or electric meters. They will be supplying service to their garage from the house. When this is complete, Bill Lewellen will disconnect the current meter and the electric deposit for that account will be refunded.

Legion – Dave Johnson: Dave Johnson voiced his concerns regarding the funds that have been donated to the Miller Baseball Association in the past. The city's current policy is that any entity that receives donations must provide a budget sheet that shows what the funds were used for. Mayor Blachford stated that he has never been a part of sweeping anything under the rug. Dave also had concerns regarding the lease agreement for \$1.00/year between the city and the Legion; it may need to be rewritten. Aldermen Auch & Zeller will attend the next Legion meeting on November 10 at 7:00 p.m.

Midcontinent Project Cleanup: Motion by Alderman Rangel, seconded by Alderman Auch to send a letter to Midcontinent Communications' corporate office informing them of our residents' complaints regarding the wire on the ground along with the wire rolled up and just left. Residents have been mowing around the wires and are concerned about snow removal. All members voted aye. Motion carried.

Bushfield – Airport Land Exchange: Motion by Alderwoman Johnson, seconded by Alderman Rangel to accept John & Debra Bushfield’s offer to exchange Lot 2 of Miller Airport Addition for Lot 5, Block 4, Mitcheltree Addition to the City of Miller pending FAA approval. All members voted aye. Motion carried.

Safety Meeting - Oacoma: Motion by Alderman Rangel, seconded by Alderman Winsell to approve attendance of Cindy Deuter, Josh Koeck, Gordon Gross and David Phinney at the annual Safety Benefits, Inc. conference in Oacoma on November 12-13. All members voted aye. Motion carried.

Liquor License Renewals: Motion by Alderman Rangel, seconded by Alderman Zeller to approve 2016 liquor license renewals for Dolgen Midwest, Hi-Lite, Miller Rexall Drug, Pop-A-Top Liquor, Redneck Paradise, Sommers Bar, Tuckers SuperValu, and Turtle Creek Saloon. All members voted aye. Motion carried.

Council Terms: Motion by Alderman Rangel, seconded by Alderwoman Johnson to consider the option of changing the terms of alderman and mayor to 3 years. Roll Call vote: Alderman Rangel – aye; Alderman Odegaard – aye; Alderman Zeller – aye; Alderwoman Johnson – aye; Alderman Winsell – abstained; Alderman Auch – aye. Motion carried.

First Reading of Ordinance #664 Water Rates: Motion by Alderman Odegaard, seconded by Alderman Zeller to approve the first reading of Ordinance #664 Water Rates. Roll Call vote: Alderman Rangel – aye; Alderman Odegaard – aye; Alderman Zeller – aye; Alderwoman Johnson – aye; Alderman Winsell – aye; Alderman Auch – aye. Motion carried.

First Reading of Ordinance #665 Electric Rates: Motion by Alderwoman Johnson, seconded by Alderman Auch to approve the first reading of Ordinance #665 Electric Rates. Roll Call vote: Alderman Rangel – aye; Alderman Odegaard – aye; Alderman Zeller – aye; Alderwoman Johnson – aye; Alderman Winsell – aye; Alderman Auch – aye. Motion carried.

Public Meeting – Sewer Project: Motion by Alderman Zeller, seconded by Alderman Auch to schedule a public meeting at the Miller High School Theater for November 17 at 7:00 p.m. SPN & Associates will provide a presentation of our sanitary and storm sewer systems for the public to review. All members voted aye. Motion carried.

Correspondence: The Board of Water and Natural Resources will hold a meeting on November 5 to determine which projects will be accepted for the 2016 State Water Plan. Mayor Blachford will attend if he is available.

Motion by Alderman Zeller, seconded by Alderman Winsell to adjourn the meeting. There being no further business, the meeting was adjourned at 9:18 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 November 2015 (1)

A & B Business Solutions	Supplies	\$87.77
AT&T Mobility	Cell Phone	\$47.39
Builders Cashway Inc	Supplies	\$21.28
DGR Engineering	Cap Imp	\$11,071.53
Dollar General	Supplies	\$28.75
Donlin Building Inc	4 Pipe Bollards	\$596.12
Fastenal Company	Supplies	\$18.15
Fischer Plumbing	Labor	\$51.83
Galls/Quartermaster	Supplies	\$99.65
Greenline Implement	Engine Oil	\$796.84
Inventory Trading Company	Clothing	\$281.58
McLeod's Printing & Office	Forms	\$71.57
Northwest Pipe Fittings	Sprinkler Heads	\$1,640.09
Oakley Farm & Ranch Supply	Supplies	\$102.95
OHED	80% BBB Oct	\$2,687.80
Safety Benefits Inc	Registration	\$260.00
SD DENR	Sewer/SS Loan	\$11,414.78
SD Dept of Health	Tests	\$241.00
SD Dept of Revenue	Sales Tax	\$7,842.60
SDML Workers' Comp Fund	Workers Comp	\$21,779.00
SPN	SWR/SS Proj	\$5,700.00
Stan Houston Equipment Co Inc	Supplies	\$1,210.82
State of SD	Unclaimed Property	\$398.58
Wells Fargo Bank, N.A.	Bond Payment	\$32,590.84
Wesco	Light/Poles	\$1,645.50
Wilbur-Ellis	Fuel	\$3,054.33
**** Paid Total ****		<u>\$103,740.75</u>

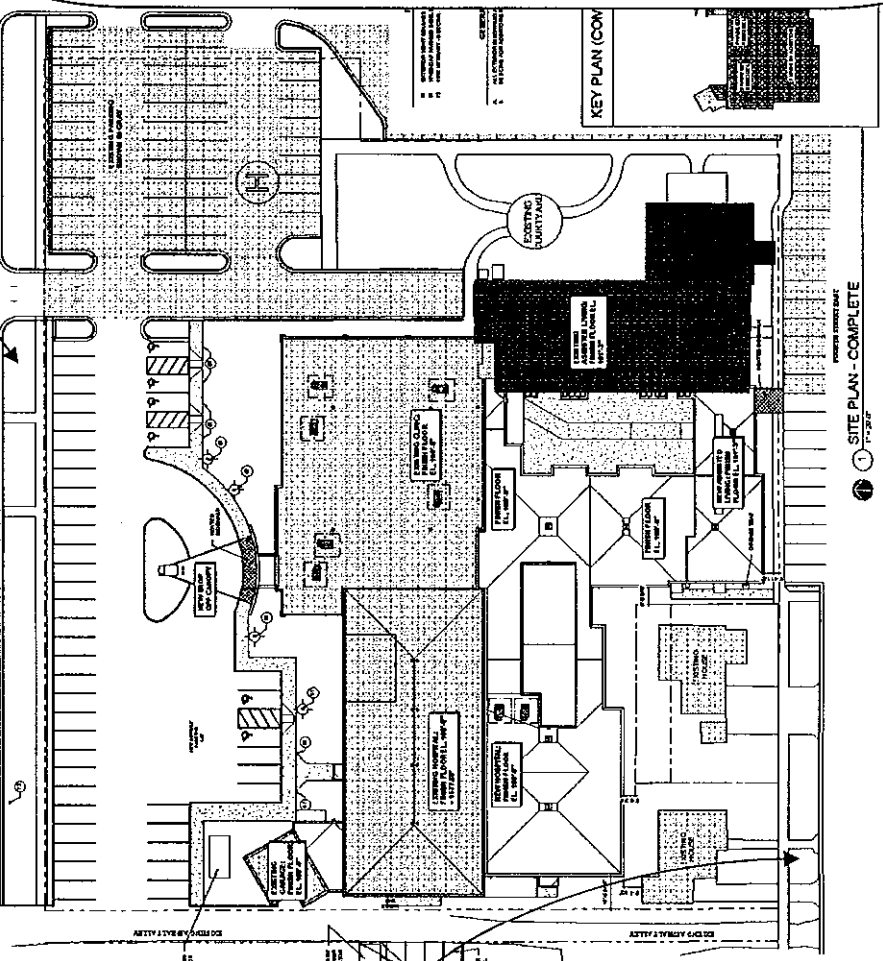
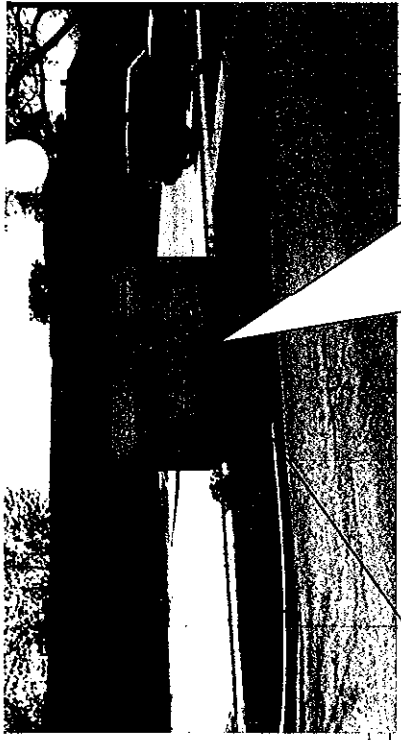
Payroll by Department:		11/2/2015		
	Department	w/o OT	OT	Total
41410	FINANCE OFFICE	\$1,070.09		\$1,070.09
42110	POLICE	\$9,712.73	\$224.76	\$9,937.49
43110	STREET	\$4,405.67		\$4,405.67
43210	SEWER	\$4,681.72	\$16.15	\$4,697.87
43310	WATER	\$4,681.67	\$16.15	\$4,697.82
43410	ELECTRIC	\$7,908.21	\$40.20	\$7,948.41
45210	PARK	\$418.78		\$418.78
		<u>\$32,878.87</u>	<u>\$297.26</u>	<u>\$33,176.13</u>



New, lighted, two sided, 6'H x 3.5'W x 4"D monument sign directing street traffic to the ER and other services through the alley. Perpendicular to the street, like the existing sign. Will be slightly South and West of the existing sign. Replaces the sign 2' from the curb, leaving the sign 2' from the sidewalk, thereby allowing adequate arms length for walkers or bicyclers while still allowing visibility sightlines from the hospital driveway, curb edge is 22' East.



Similar to the top left picture, the plan is to install a lighted, two sided, 6'H x 3.5'W x 4"D monument sign directing street traffic to the ER and other services through the alley. The new sign will be perpendicular to the street. You may be able to see the utility wires have been removed, the utility pole will come down once we can remove the blue hospital direction signs from the pole, thereby widening the alley. The boulevard is 14'6" no closer than 9' from the curb, leaving the sign 2' from the sidewalk.



Lighted, two sided, 12'H x 6.6'W x 6"D legacy, monument sign, directing traffic for services to all areas of the campus. The new sign is perpendicular to the street. The existing sign is 2' from the curb, leaving the sign 2' from the sidewalk for adequate arms length for walkers or bicyclers while still allowing visibility sightlines from the hospital driveway, curb edge is 22' East.

ORDINANCE #664

AN ORDINANCE FOR THE PURPOSE OF AMENDING THE REVISED ORDINANCE OF THE CITY OF MILLER, SOUTH DAKOTA, NO. 655 TO PROVIDE FOR AMENDING THE WATER RATES TO BE CHARGED BY THE MILLER MUNICIPAL WATER SYSTEM.

Be it ordained by the Common Council of the City of Miller, South Dakota that Revised Ordinance No. 655, Title XIII, Section 13.04.130, establishing water and sewer rates be amended as follows:

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

	<u>Current Rate w/Debt Service</u>	<u>Total Rate</u>
<u>Residential Water Rate</u>		
\$4.00 per thousand gallons		
Base Fee	26.06	
Plus		30.00
Debt Service Surcharge	3.94	
<u>Residential Water Rate – No Base Fee</u>		
\$4.00 per thousand gallons		
<u>Commercial Water Rate</u>		
\$4.00 per thousand gallons		
Base Fee according to meter size:		
5/8-1" Base Fee	40.36	
Plus		44.30
Debt Service Surcharge	3.94	
1 1/2" Base Fee	47.46	
Plus		51.40
Debt Service Surcharge	3.94	
2" Base Fee	54.56	
Plus		58.50
Debt Service Surcharge	3.94	
3" Base Fee	83.06	
Plus		87.00
Debt Service Surcharge	3.94	
<u>Commercial Water Rate – No Base Fee</u>		
\$4.00 per thousand gallons		

ORDINANCE #665

AN ORDINANCE FOR THE PURPOSE OF AMENDING THE REVISED ORDINANCE OF THE CITY OF MILLER, SOUTH DAKOTA, NO. 654 TO PROVIDE FOR AMENDING THE ELECTRICAL RATE TO BE CHARGED BY THE MILLER MUNICIPAL ELECTRIC SYSTEM.

Be it ordained by the Common Council of the City of Miller, South Dakota that Revised Ordinance No. 654, Title XIII, Section 13.12.140, establishing electrical rates be amended as follows:

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

	<u>Current Rate w/Debt Service</u>	<u>Total Rate</u>
<u>Residential Rate</u>		
\$15.00 per meter plus:		
Energy Charge	.0672	
All kWh		
(Plus)		.0837
Debt Service Surcharge	.0165	
All kWh		
<u>Commercial Rate</u>		
\$5.00 per meter :		
Energy Charge	.0839	
All kWh		
(Plus)		.1088
Debt Service Surcharge	.0249	
All kWh		
<u>Large Power</u>		
\$8.00 per meter plus:		
Energy Charge		.0370
All kWh		
(Plus)		
Demand Charge	11.30	
All kWh		
(Plus)		16.27
Debt Service Surcharge	4.97	
All kWh		
<u>Municipal Rate</u>		
\$1.00 per meter plus:		
Energy Charge	.0504	

All kWh (Plus)		.0725
Debt Service Surcharge All kWh	.0221	
<u>Street Lighting</u>		
Energy Charge All kWh (Plus)	.0341	.0483
Debt Service Surcharge All kWh	.0142	
<u>Security Lights</u>		
Customer Meter		6.24
City Meter		10.40

This Ordinance should be in full force and effect so as to commence and include all electrical billings after the billing is made for electric usage for the month of January, 2016.

Ronald Blachford, Mayor

ATTEST:

Sheila Coss, Finance Officer

(SEAL)

Record of Votes:

Alderman Rangel –
Alderman Odegaard –
Alderman Zeller –
Alderman Johnson –
Alderman Winsell –
Alderman Auch –

BE IT ORDAINED BY THE CITY OF MILLER that the following sum is supplementary appropriated to meet the obligation of the municipality.

101 - General Fund

4141 Attorney			
4221 Other Prof Fees	\$9,047.50	Western Surety/CNA	
4211 Police			
4110 Salary	\$6,850.78	State OT Grant	
4251 Repairs & Maintenance	\$1,867.35	Claims Associates (garage door)	
4345 Vehicle & Machinery	\$775.00	State Grant (camera)	
4231 Code Enforcement			
4221 Other Prof Fees	\$1,000.00	OHED (additional code enforcement)	
4311 Street			
4110 Salary	\$3,521.00	State Grant (mosquito spraying)	
4268 Mosquito Spray	\$5,000.00	State Grant (mosquito spraying)	
4345 Vehicle & Machinery	\$3,493.20	Claims Associates (2015 Chevy)	
4351 Airport			
4367 Fuel	\$4,153.15	Wilbur-Ellis AP Fuel Sales	
4580 Museum			
4290 Other Expense	\$990.00	Bushfields (Bushfield hist. marker)	
	<u>\$36,697.98</u>		

604 - Sewer Fund

4325 Sewer			
4290 Other Expense	\$662.46	Fritzsches (claim reimbursement)	
4340 Capital Improvement	\$109,222.97	CNA & State (SWR/SS Project)	
	<u>\$109,885.43</u>		

Source of Funding

101 - General Fund

3300 Intergovernmental Revenue			
3341 State Grants	\$16,146.78		
3400 Charges for Goods and Services			
3490 Airport Fuel	\$4,153.15	Wilbur-Ellis AP Fuel Sales/MAF \$700	
3600 Misc. Revenue			
3670 Donations	\$990.00		
3699 Other Misc. Revenue	\$10,047.50		
3900 Other Sources			
3914 Comp for Loss & Damage	\$5,360.55		
	<u>\$36,697.98</u>		

604 - Sewer Fund

3830 Sewer			
3839 Other Sewer Revenue	\$109,885.43		

PERIODIC PAYMENT ESTIMATE

ISSUE DATE: October 29, 2015 ESTIMATE NO. 7 (Partial) (Final)
 OWNER: City of Miller PERIOD FROM: 8/30/2015 - 10/24/2015
 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: 1

STATEMENT OF THE CONTRACT ACCOUNT

Original Contract Amount	\$2,544,422.35
Additions Approved to Date - C/O #'s (<u>1</u>)	\$84,965.76
Deductions Approved to Date - C/O #'s (<u> </u>)	
Net Contract Amount this Date	\$2,629,388.11
Value of Application for PPE for Work to Date	\$2,530,268.83
Less Recommended Minimum Amount to be Withheld	
Estimated Value of Work to Date	\$2,530,268.83
Material Stored On-Site	\$2,504.00
Estimated Work to Date and Material On-Site	\$2,532,772.83
Value of 5 Percent Retainage	\$126,638.64
Estimated Value of Work to Date, Less Retainage	\$2,406,134.19
Total Previously Certified	\$2,169,151.17
Amount Due this Request	\$236,983.02

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: _____
 (Project Engineer)

ISSUE DATE: 10/29/2015
 CONTRACTOR: T & R Contracting, Inc.
 INCLUDING CHANGE ORDER: 1

PERIODIC PAYMENT ESTIMATE NO. 7 (PARTIAL)
 OWNER: City of Miller
 WORK COMPLETED THROUGH: 8/30/2015 - 10/24/2015

Base Bid

ITEM NO.	UNITS TO DATE	UNIT	DESCRIPTION	UNIT PRICE	TOTAL PRICE APPROVED TO DATE		MATERIALS STORED ON-SITE	UNITS PREVIOUSLY INSTALLED	INSTALLED THIS PERIOD		TOTAL PRICE	BALANCE TO INSTALL
					UNITS	TOTAL PRICE			UNITS	TOTAL PRICE		
1	1	L.S.	Mobilization	\$32,500.00	\$32,500.00			1	1	\$32,500.00		
2	1	L.S.	Construction Safety Plan	\$6,339.75	\$6,339.75			0.9	0.9	\$5,705.78		\$633.97
3	312.1	Mgal	Watering	\$10.70	\$3,339.47			312.1	312.1	\$3,339.47		
4	50,186	COYD	Unbleached Oxidation	\$2.68	\$134,908.48			50,186	50,186	\$134,908.48		
5	38,750	COYD	Disposal of Excess Material	\$0.54	\$20,925.00			38,750	38,750	\$20,925.00		
6	19,280	Ton	Subbase Course	\$5.42	\$105,866.36			19,280	19,280	\$105,866.36		
7	11,800.1	Ton	Aggregate Base Course	\$13.64	\$160,833.36			11,800.1	11,800.1	\$160,833.36		
8	29,715	SqYd	6" PCC Pavement	\$41.00	\$1,218,315.00			29,715	29,715	\$1,218,315.00		
9	1	L.S.	Certified Concrete Testing	\$59,200.65	\$59,200.65			1	1	\$59,200.65		
10	40,206	PI	Silicone Joint Sealing Filler w/Synthetic Board	\$1.28	\$51,663.68			40,206	40,206	\$51,663.68		
11	540	PI	Joint Pour Joint Sealing Filler	\$2.14	\$1,155.60			540	540	\$1,155.60		
12	60	PI	Runway & Taxway Painting	\$5.35	\$321.00							\$321.00
13	1	L.S.	Runway & Taxway Painting	\$63,335.00	\$63,335.00			1	1	\$63,335.00		
14	15,924	SqYd	Saw-Cut Runway Grooving	\$3.41	\$54,376.84			15,924	15,924	\$54,376.84		
15	450	PI	24" RCP Anch	\$85.60	\$38,520.00			450	450	\$38,520.00		
16	48	PI	15" RCP	\$48.39	\$1,930.72			48	48	\$1,930.72		
17	4	Each	24" RCP Anch Flashed End	\$1,230.50	\$4,922.00			4	4	\$4,922.00		
18	8,568	PI	4" Perforated Underdrain Tying	\$5.00	\$42,840.00			8,568	8,568	\$42,840.00		
19	460	PI	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 II Inlet W/Type I 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	Acre	Sealing and Fertilizing	\$5,392.80	\$97,070.40			17.93	17.93	\$96,195.36		\$875.00
24	11,793	COYD	Topsoiling From Stockpile	\$3.05	\$35,968.65			11,793	11,793	\$35,968.65		
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 (7" Nominal Depth)	\$1.77	\$47,745.75			26,975	26,975	\$47,745.75		
27	29,879	SqYd	Mix, Place, and Compact Subgrade Asphalt Surfacing and Base Material (7" Nominal Depth)	\$1.44	\$43,025.76			29,879	29,879	\$43,025.76		
28	1,200	SqYd	Geogrid	\$3.26	\$3,912.00			1,200	1,200	\$3,912.00		
29	30,946	SqYd	Geotextile Separator Fabric	\$1.34	\$41,467.64			30,946	30,946	\$41,467.64		
30	7,850	PI	1/2" #8 SKV cable in conduit	\$8.80	\$68,880.00							\$68,880.00
31	7,550	PI	1/2" #8 SKV cable direct bury	\$5.69	\$42,959.50							\$42,959.50
32	7,550	PI	66 Blue Counterpoise direct bury	\$2.14	\$16,157.00							\$16,157.00
33	300	PI	3" conduit in trench	\$5.35	\$1,605.00			300	300	\$1,605.00		
34	2	Each	Raise/Lower Stake Mounted Runway/Threshold Light	\$69.55	\$139.10							\$139.10
35	2	Each	Raise Base Mounted Runway/Threshold Light	\$243.55	\$487.10							\$487.10
36	2	Each	Lower Base Mounted Runway/Threshold Light	\$613.25	\$1,226.50							\$1,226.50
37	2	Each	Raise PAPI Lights	\$203.50	\$407.00							\$407.00
38	29	Each	Taxiway Edge Reflectors	\$8,843.35	\$256,457.15							\$256,457.15
39	8	Each	Remove and Reset Existing Stake Mounted Taxiway Light	\$1,170.00	\$9,360.00			4	4	\$4,680.00		\$4,680.00
40	3	Each	Remove and Reset Existing Taxiway Light and Reconnect Circuit	\$1,331.00	\$3,993.00			3	3	\$3,993.00		
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	PI	Remove and Dispose of 18" RCP Culvert	\$10.70	\$898.80			84	84	\$898.80		
45	146	PI	Remove and Dispose of 24" RCP Culvert	\$1,020.00	\$148,920.00			146	146	\$148,920.00		
46	2	Each	Remove and Dispose of 18" 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	Refractored Hold Sign	\$1,219.80	\$2,439.60			2	2	\$2,439.60		
49	56.6	Ton	47 Asphalt Concrete Pavement, Composite	\$176.65	\$9,998.73			56.6	56.6	\$9,998.73		
50	160	PI	High Flow Silt Fence	\$4.76	\$761.60							\$761.60
51	8,092	SqYd	Joint Control Dimplet	\$1.44	\$11,652.48			7,573	7,573	\$10,905.12		\$547.36
52	440	PI	9" Emission Control Wall	\$4.55	\$1,992.00			425	425	\$1,931.25		\$60.75
CCO-1-1	1	L.S.	Turnaround Curbside	\$2,262.75	\$2,262.75			1	1	\$2,262.75		
CCO-1-2	1	L.S.	Rebase PAPI Curbside	\$6,105.35	\$6,105.35			1	1	\$6,105.35		
CCO-1-3	1	L.S.	PAPI Removal, Salvage and Reset (Shoulder, Inclusive)	\$59,900.70	\$59,900.70			0.75	0.75	\$29,925.53		\$29,975.18
CCO-1-4	7,500	PI	Trench and Backfill for Conduit	\$3.52	\$26,400.00			7,520	7,520	\$26,470.40		\$69.60
CCO-1-5	7,500	PI	1-Way 2' PVC Conduit in Trench	\$2.05	\$15,375.00			7,520	7,520	\$15,414.00		\$39.00

PERIODIC PAYMENT ESTIMATE NO. 7 (PARTIAL)
 OWNER: City of Miller
 WORK COMPLETED THROUGH: 8/30/2015 - 10/24/2015

ISSUE DATE: 10/29/2015
 CONTRACTOR: T & R Contracting, Inc.
 INCLUDING CHANGE ORDER: 1

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	
CCO-1-6	4	Each	Electrical Pullbox (1-607 Can), Complete	\$96.20	\$3,624.80							\$3,624.80
CCO-1-7	2	Each	Electrical Junction Minihole, Complete	\$2,090.75	\$4,381.50							(\$4,381.50)
CCO-1-8	35	Each	Medium Intensity Runway Light (MRL), Base Mount Type, Complete	\$1,075.25	\$37,633.75	4	\$6,763.00			4	\$6,763.00	
CCO-1-9	16	Each	Medium Intensity Threshold Light (MRL), Base Mount Type, Complete	\$1,075.25	\$17,204.00							\$17,204.00
CCO-1-10	8	Each	Medium Intensity LED Runway Light (MRL), Base Mount Type, Complete	\$1,351.25	\$10,810.00							\$10,810.00
Base Bid					\$2,620,488.11		\$125,341.90	\$2,504.00			\$2,530,268.83	\$99,119.28

City

Helms & Associates

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

Invoice

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

Invoice Date: Oct 27, 2015
Invoice Num: 13348
Billing Through: Oct 24, 2015

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

SEE ATTACHED

<u>Project Name (ID)</u>	<u>Amount</u>
MILLER AIRPORT RUNWAY CONSTRUCTION ADMIN (A5638:05) - Managed by (201)	\$2,416.56
MILLER AIRPORT RUNWAY RESIDENT ENGINEERING (A5638:06) - Managed by (201)	\$5,518.01

Amount Due This Invoice: \$7,934.57

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 27th day of Oct. 2015.
HELMS AND ASSOCIATES K. De M. Ryan

APPROVAL:

BY: _____

TITLE: _____

DATE: _____

Account Summary

Billed To Date	Paid To Date	Balance Due
\$ 191,000.81	\$ 183,066.24	\$ 7,934.57

PROJECT: MILLER MUNICIPAL AIRPORT
 RECONSTRUCTION OF RUNWAY 15/33, APRON, EXISTING TAXIWAYS & NEW TAXIWAYS
 AIP # 3-46-0035-008-2014
 A-5638
 CONTRACT DATE: NOVEMBER 4, 2014
 INVOICE DATE: 10/29/15
 INVOICE NUMBER: TWELVE
 INVOICE PERIOD: 9/27/15 THROUGH 10/24/15

CONSTRUCTION ADMINISTRATION SERVICE		
	CURRENT INVOICE	TOTAL TO DATE
LABOR COSTS:	\$760.81	\$12,178.06
OVERHEADS @ 1.79172	\$1,363.16	\$21,819.67
LABOR SUB-TOTAL	\$2,123.97	\$33,997.73
COST OF MONEY @ 2.165%	\$16.47	\$263.65
FIXED FEE: @ 13%	\$276.12	\$4,419.71
EXPENSES @ COST:		
MILEAGE:	\$0.00	\$68.39
MEALS:	\$0.00	\$18.00
LODGING:	\$0.00	\$0.00
OUTSIDE CONSULTANT @ COST (METTLER)	\$0.00	\$917.82
	\$0.00	\$0.00
	\$0.00	\$0.00
TOTAL	\$2,416.56	\$39,685.30

RESIDENT ENGINEERING SERVICES		
	CURRENT INVOICE	TOTAL TO DATE
LABOR COSTS:	\$1,595.70	\$44,479.85
OVERHEADS @ 1.79172	\$2,859.05	\$79,695.44
LABOR SUB-TOTAL	\$4,454.75	\$124,175.29
COST OF MONEY @ 2.165%	\$34.55	\$962.99
FIXED FEE: @ 13%	\$579.12	\$16,142.79
EXPENSES @ COST:		
MILEAGE:	\$345.60	\$4,902.49
MEALS:	\$104.00	\$2,716.00
LODGING:	\$0.00	\$2,415.95
OUTSIDE CONSULTANT @ COST	\$0.00	\$0.00
	\$0.00	\$0.00
	\$0.00	\$0.00
TOTAL	\$5,518.01	\$151,315.50

EXAMPLE - MOBRIDGE

RESOLUTION NO. 10-07

SPECIAL ASSESSMENT FEE FOR STORM SEWER PROJECTS

WHEREAS, pursuant to SDCL 9-48-26 through 9-48-29, the City of Mobridge has constructed Storm Sewer improvements and plans to construct more Storm Sewer improvements and needs to set by resolution a special assessment against lots within the city to accumulate funds to pay for current or future Storm Sewer improvements.

NOW THEREFORE, be it RESOLVED,

That commencing with the tax statement issued for the year ending December 31, 2010 by the Walworth County Treasurer (which is payable in 2011) there shall be added to said tax statement and imposed each year thereafter for the benefit of the City of Mobridge a special tax assessment against all lots in the City of Mobridge in the sum of twenty cents (\$.20) per front foot of roads within the City of Mobridge which abut each lot.

All proceeds of this special assessment shall be deposited in a special fund to be used for Storm Sewer debt and construction costs.

The fund in which the assessment is deposited shall never exceed an amount equivalent to \$10.00 per thousand dollars of taxable valuation of all property within the City of Mobridge.

Dated this ____ day of _____, 2010.

ATTEST:

Finance Officer

CITY OF MOBRIDGE

BY: _____

Mayor



SOUTH DAKOTA PUBLIC ASSURANCE ALLIANCE

MAIN OFFICE
208 Island Drive
Ft. Pierre, SD 57532

SATELLITE OFFICE
5024 Bur Oak Place, Suite 103
Sioux Falls, SD 57108

PHONE: 605.224.8654 Option 2
TOLL FREE: 800.658.3633 Option 2

November 4, 2015

Dear SDPAA Members:

Through our Members, it has come to our attention recently that drainage mediation notices have been sent to various units of local government, including cities, towns, and counties.

The South Dakota Legislature passed an act dealing with mediation of drainage disputes in the 2015 legislative session. Although the origin of this act was disputes between rural landowners, it applies to units of local government as well as private landowners. The statutes provide for a voluntary mediation program administered by the South Dakota Department of Agriculture to mediate drainage disputes.

If a landowner or other party wants to take advantage of the voluntary mediation program, they make a request through the Department of Agriculture to do so. The Department then sends a written mediation notice to parties who are identified by the requesting party, scheduling a time and place for mediation to discuss the drainage issues involved. There is a fee which is charged to all people or entities who participate voluntarily in such mediation.

You cannot be required to participate in a mediation. The decision on whether to participate is one which needs to be made by each Member, but Members should be aware that a successful mediation which provides for resolution of the dispute is, by statute, reduced to writing and according to the law, becomes a "binding contract". (See SDCL 46A-11A-6.) If an agreement is reached and reduced to writing, and a Member later violates the agreement either intentionally or negligently, there would likely not be coverage for contractual damages under current SDPAA coverage documents.

In addition, the South Dakota Municipal League believes that municipalities should be excluded from the provisions for the drainage mediation statutes.

Please remember that any incident resulting from floodwaters or drainage which has caused damages to any party should be reported to SDPAA's claims administrator, Claims Associates, Inc., so an investigation can be completed in the event a damage claim is made at a later time.

We encourage you to confer with your legal counsel if you receive a drainage mediation notice.

If you have any questions, please contact our office at 800.653.3633 (Option 2) or sdpaa@sdmunicipalleague.org

Cordially,

Judith M. Payne, Executive Director
South Dakota Public Assurance Alliance

Dear Mayor,

Please accept a complimentary copy of my book, "*A Road from Ignorance*." The book contains very important concepts, which could help you serve ALL the citizens in your community in a much more efficient, effective and successful way.

The important GOLDEN CONCEPTS described in the book cover education, health care, the economy, foreign policy and presidential leadership.

In order for these Golden Concepts to take place, the people need to direct the NEW President and Congress to make the 3 proposed plans the law of the land; the Equal Education Rights Law; the U.S. Income Tax Law and the National Health Care Law. You and your community members can do this.

It would be great if you would encourage each member of your community along with city employees to make a \$15.00 donation to the Presidential Campaign of David E. Hall and receive a copy of my book, "*A Road from Ignorance*."

I wish you and your community much success as you strive to accomplish your goals.

For each \$15.00 donation made to the Presidential Campaign of David E. Hall, the donor will receive a copy of my book, "*A Road from Ignorance*." Donations can be made at www.davideameshall.com.

Sincerely,



Author of "*A Road from Ignorance*"
www.davideameshall.com