

**AGENDA
CITY OF MILLER
MONDAY, DECEMBER 7, 2020
7:00 P.M.**

The City of Miller is an equal opportunity employer.

Call to Order

Pledge of Allegiance

Approval of Agenda

Approval of Minutes pgs. 1 - 3

Public Input

Department Head Reports pgs. 4 - 10

New Business

1. Ted Dickey -- NECOG Phase II Financing
2. Alderwoman Meyer -- Resignation
3. Appoint NECOG Board Member
4. Pool Committee Chairman
5. Shannon Speck -- New Taser
6. Resolution 2020-17 Phase II Water Funding Application pg. 11
7. Resolution 2020-18 Phase II Wastewater Funding Application pg. 12
8. Resolution 2020-19 Contingency Transfer pg. 13
9. Resolution 2020-20 Automatic Supplement pg. 14
10. NECOG Agreement pgs. 15 - 17
11. 2021 Funding Requests pg. 18
12. Electric Project DGR Invoices 243921-243922 \$1,633.00 pg. 19
13. Water/Sewer Project
 - a. SPN Phase II Invoices 22707-22709 - \$11,600
Phase III Invoices 22717- 22719, 22722 - \$19,780.55 pgs. 20 - 23
 - b. Dahme Pay Request 23 - \$276,056.91 pg. 24
 - c. TLC Olson Const., LLC Pay Request 4 - \$146,840.27 pg. 25
 - d. TLC Olson Const., LLC Change Order 1 pg. 26
14. Electric Department Lineman Position
15. Building Permit:
 - a. Mike Beaner -- garage
 - b. Ronalee Johnsen -- remove house

Approval of Bills

Adjourn

**CITY OF MILLER
CITY COUNCIL MEETING
NOVEMBER 23, 2020**

The City of Miller is an equal opportunity employer.

The City Council met in regular session at city hall at 7:00 p.m. on Monday, November 23, 2020.

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

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 as amended. All members voted aye. Motion carried.

MINUTES: Motion by Alderman Rangel, seconded by Alderwoman Meyer to approve the minutes for the regular meeting held on November 2, 2020, and the special meeting on November 9, 2020. All members voted aye. Motion carried.

PUBLIC INPUT

Mayor Blachford stated that there will be an informational seminar with NorthWestern Energy on December 8th in Huron from 1:00 – 3:00 p.m. regarding natural gas. Ron Blachford and Tony Rangel will attend on behalf of the City of Miller. The seminar is open to others to attend via Zoom. Please contact Sheila Coss at City Hall if you are interested in being added to the Zoom participants. Alderwoman Meyer thanked Haydn Herman and the rest of the city employees for the Christmas decorations on main street; they look great.

NEW BUSINESS

Kecia Beranek – First Impression Tour: Kecia Beranek presented a 1st Impressions report done by fellow Economic Development directors from cities comparable to Miller. Several positive attributes were reported for the City of Miller along with a few suggestions for improvements. The report is available on their website at www.millersd.org.

Relab – Electric SCADA System: Motion by Alderman Rangel, seconded by Alderman Steers to approve the 5-year contract with Relab for maintenance support for the electric department SCADA system. All members voted aye. Motion carried.

Josh Koeck – As Needed Employee: Motion by Alderman Steers, seconded by Alderman Rangel to hire Josh Koeck as an as needed employee for \$33.50 per hour with a two-hour minimum if he gets called out along with \$50.00/day for on-call. All members voted aye. Motion carried.

Advertise for Journeyman/Lineman: The Utility Committee will work with Haydn Herman to get an up-to-date job description to advertise for a journeyman/lineman.

Safety Benefits – Gold and Platinum Safety Awards: Mayor Blachford read a letter from Safety Benefits congratulating the city for receiving both the gold and platinum safety awards for 2020. Mayor Blachford stated that he is proud of the employees and their achievement of these awards.

FEMA – Closeout Documents: Motion by Alderman Steers, seconded by Alderman Odegaard to have Mayor Blachford sign the final FEMA documents for the completion of the safe house. All members voted aye. Motion carried.

Resolution 2020-17 COVID-19 Masks: Hand County Task Force members along with community business owners were present to discuss a Resolution regarding a mask recommendation to slow down the spread of COVID. Steve Resel, task force, stated that their purpose is to provide PPE and assistance to the medical field if needed, not encourage mask usage. Business owners were concerned about the affect masks would have on their businesses.

Alderman Rangel stated that Brookings implemented a mask mandate in September, and they have the lowest COVID rate per capita in the state. Motion by Alderwoman Meyer, seconded by Alderman Steers to reject Resolution 2020-17 COVID Mask Recommendations. Roll call vote: Alderman Steers -- aye, Alderwoman Meyer -- aye, Alderman Rangel -- aye, Alderman Odegaard -- aye, Alderman Zeller -- absent, Alderman Swartz -- absent. Motion carried.

Liquor License Renewals: Motion by Alderman Rangel, seconded by Alderwoman Meyer to approve the following liquor licenses: Curt Telkamp -- off-sale liquor, Dollar General -- on-off sale wine, Ili-Lite Bar & Lounge -- on-sale liquor (contingent upon receipt of application), Miller Rexall Drug -- on-off sale wine, On Hand Development Corp (Sommers Bar) -- on-sale liquor, KR Miller -- off-sale liquor, Redneck Paradise -- on-sale liquor & 2 off-sale liquor, Turtle Creek Steakhouse -- on-sale liquor. All members voted aye. Motion carried.

Building Permits: Motion by Alderman Odegaard, seconded by Alderman Steers to approve the following building permits: Jerry Cotton -- replace garage, John Fanning -- remove house. All members voted aye. Motion carried.

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

Mid States Audio: Motion by Alderman Steers, seconded by Alderman Rangel, to purchase an audio/video system from Mid States Audio for \$29,990 to live broadcast the council meetings. All members voted aye. Motion carried. We will receive \$25,000 from the CARES grant to help cover the cost of the system.

Mayor's Statement: Mayor Blachford read the following statement:

"As the Mayor, I am committed to making sure the public is well informed of all of the business conducted by the City. However, I also want to make sure we have a consistent message when speaking with the public about the affairs of the City. With that said, I want to take this time to remind you that the council previously approved a motion providing that I would be designated as the official spokesperson to share information about the City's affairs with the public. If inconsistent or contradictory statements are made by individual council members it creates confusion to the general public on the subjects we discuss. This is not to say that an individual council member cannot discuss their own personal opinions on issues involving the City as a private citizen. But it should be clear that you are making the statement on your own behalf and not on behalf of the City."

Motion by Alderman Rangel, seconded by Alderman Odegaard to adjourn the meeting. There being no further business, the meeting was adjourned at 8:19 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 2020 (2)

3E Electrical Engineering	Repairs	1,126.09
A & B Business	Copier Meter	154.31
AA Motorsports	2020 Polaris Ranger	14,900.00
Aytegra	Fuel	2,144.06
American Red Cross	Prof Fees	240.00
AT&T	Cell Phone	45.31
BDS	Garbage	179.00
Bondholders Wells Fargo	Principal-Final	6,375,256.88
Code Enforcement Specialists	Prof Fees	1,366.26
Cook Implement	Supplies	92.00
Cowboy Country Stores	Fuel	519.24
Elan	Supplies	438.23
Farnam's	Parts	222.90
Fastenal	Supplies	106.68
gWorks	Annual Fees	4,984.76
HCPD	Power	17,477.57
Hughes Electric	Repairs	873.14
Jebro	MC70 Oil	20,264.78
Kessler's	Supplies	4.36
Micro-Comm	Supplies	627.00
MDRWS	Water	17,430.00
Midco	Telephones	445.11
Miller Ace	Supplies	676.81
NASASP	Dues	39.00
NECOG	Prof Fees	6,000.00
Northwest Pipe	Supplies	496.41
Oakley Farm & Ranch	Supplies	26.42
OHED	Industry	6,250.00
Petty Cash	Postage	68.65
Prairieland Collections	Prof Fees	117.69
Relab Software	Support. 5-yr	14,340.00
Rural Development	Loans	16,403.00
SD DOR	Sales Tax	8,201.51
SDMIL Workers' Comp	Workers Comp	21,570.00
Ed Stivers Ford	2021 Ford Interceptor	36,497.00
Sturdevant's	Parts	187.44
Shirley Testerman	Cupcakes (65)	32.50
Tony's Repair	Repairs	20.95
Twin Valley Tire	Service	50.00
WAPA	Power	40,358.87
Wilbur-Elis	Fuel	4,130.90
	Accounts Payable Total:	<u>\$6,614,364.83</u>

**Payroll Salary plus Benefits
by Department:**11/10/2020 &
11/24/2020

Department	w/o OT	OT	Total
41410 FINANCE OFFICE	2,608.61	0.00	2,608.61
42110 POLICE	21,466.66	3,978.33	25,444.99
43110 STREET	11,006.07	151.98	11,158.05
43210 SEWER	10,290.75	396.20	10,686.95
43310 WATER	10,290.62	396.15	10,686.77
43410 ELECTRIC	23,724.14	174.57	23,898.71
	<u>\$79,386.85</u>	<u>\$5,097.23</u>	<u>\$84,484.08</u>

**City Council Meeting
Department Head Reports
December 7, 2020**

Police Department Report

1. The police department will be participating in the Department of Highway Safety, December Mobilization. During this time, the department will have extra patrols enforcing the traffic safety laws.
2. The new vehicle has been delivered. I have been working with B & L Communications in setting up a time to have it equipped. I am hoping to have the new vehicle in service by the first part of January.

Street Department Report

Water/Sewer/Airport Department Report

1. See attachment.

Electric Department Report

Finance Office Report

1. Sales Tax is up. See attached.
2. YTD Revenue and Expense is attached.
3. Christi has been very busy requesting and receiving our COVID Funds. We have received around \$215,000 to date.
4. The audio/video system has been ordered and should be installed by: TBD
5. Toby Morris will be here on December 17th to discuss our financing options for the pool project.
6. I went to Des Moines to pick up the police car for Shannon while on a trip to Estherville, IA for my son Jeremy.

1. Olson Const. Installed the water main & storm sewer from W 2nd St & W 4th Ave. intersection West to Rainbow bridge, then the water main from rainbow bridge to just west of Ann Price's. Then they'll do all the service connections when they return next year.
2. Olson's moved to the south end of town to install the water main from GAR cemetery area to the 4H-Grounds so if the weather starts to get bad, they won't have anyone hooked to temporary water lines.
3. We've been busy with several locates.
4. Brandon & myself completed all the NIM'S classes from the FEMA training.
5. We helped with the X-mas' decorations
6. We have a new tenant at the airport -- Lanny Olson from Olson Const. purchased a small hanger from Jim Schick to have a plane based out of our airport.
7. We also have had several planes in for pheasant hunting season.

Sales Tax Comparison			
	2020	2019	\$75,000 to OHED
January	\$18,977.31 \$60,236.06	\$34,444.92 \$44,092.80	\$6,250.00
February	\$9,437.05	\$24,204.24	\$6,250.00
	\$59,657.65	\$52,474.60	
March	\$7,011.30 \$46,594.48	\$7,654.69 \$45,999.73	\$6,250.00
April	\$8,780.89 \$62,466.98	\$4,289.54 \$32,495.97	\$6,250.00
May	\$2,706.30 \$67,272.84	\$25,969.12 \$62,158.14	\$6,250.00
June	\$2,015.23 \$31,475.09	\$10,928.49 \$28,720.37	\$6,250.00
July	\$36,965.09 \$76,131.05	\$39,646.01 \$44,600.18	\$6,250.00
August	\$8,778.97 \$59,824.46	\$21,268.73 \$53,497.39	\$6,250.00
September	\$9,623.97 \$69,856.86	\$7,230.24 \$58,602.77	\$6,250.00
October	\$8,301.50 \$69,424.04	\$13,220.65 \$46,089.32	\$6,250.00
November	\$3,942.99 \$66,763.28	\$9,299.23 \$70,744.52	\$6,250.00
December			\$6,250.00
Total	\$786,243.39	\$737,631.65	6.59%
	up/down from last year		\$48,611.74

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Gross Receipts Tax - Split Fund 211

Month	Current Year		
	Total	City 20%	OHED 80%
JAN	\$2,095.82	\$419.16	\$1,676.66
	\$2,395.33	\$479.07	\$1,916.26
FEB	\$1,014.34	\$202.87	\$811.47
	\$2,277.55	\$455.51	\$1,822.04
MAR	\$518.30	\$103.66	\$414.64
	\$1,753.53	\$350.71	\$1,402.82
APR	\$931.48	\$186.30	\$745.18
	\$2,277.67	\$455.53	\$1,822.14
MAY	\$356.14	\$71.23	\$284.91
	\$2,547.25	\$509.45	\$2,037.80
JUN	\$63.82	\$12.76	\$51.06
	\$365.74	\$73.15	\$292.59
JUL	\$3,634.42	\$726.88	\$2,907.54
	\$3,334.95	\$666.99	\$2,667.96
AUG	\$754.80	\$150.96	\$603.84
	\$2,779.46	\$555.89	\$2,223.57
SEP	\$1,607.08	\$321.42	\$1,285.66
	\$2,708.45	\$541.69	\$2,166.76
OCT	\$1,132.14	\$226.43	\$905.71
	\$3,516.16	\$703.23	\$2,812.93
NOV	\$29.44	\$5.89	\$23.55
	\$2,423.20	\$484.64	\$1,938.56
DEC		\$0.00	\$0.00
		\$0.00	\$0.00
	\$38,517.07	\$7,703.41	\$30,813.66

	Previous Year		
	Total	City 20%	OHED 80%
	\$2,318.56	\$463.71	\$1,854.85
	\$1,579.54	\$315.91	\$1,263.63
	\$1,436.10	\$287.22	\$1,148.88
	\$1,761.91	\$352.38	\$1,409.53
	\$816.61	\$163.32	\$653.29
	\$1,531.83	\$306.37	\$1,225.46
	\$727.67	\$145.53	\$582.14
	\$431.24	\$86.25	\$344.99
	\$2,152.71	\$430.54	\$1,722.17
	\$1,925.48	\$385.10	\$1,540.38
	\$728.56	\$145.71	\$582.85
	\$427.78	\$85.56	\$342.22
	\$3,246.00	\$649.20	\$2,596.80
	\$1,597.63	\$319.53	\$1,278.10
	\$2,136.26	\$427.25	\$1,709.01
	\$2,074.51	\$414.90	\$1,659.61
	\$1,698.03	\$339.61	\$1,358.42
	\$2,470.80	\$494.16	\$1,976.64
	\$1,032.19	\$206.44	\$825.75
	\$2,320.80	\$464.16	\$1,856.64
	\$957.22	\$191.44	\$765.78
	\$3,890.22	\$778.04	\$3,112.18
	\$14.85	\$2.97	\$11.88
	\$1,498.87	\$299.77	\$1,199.10
	\$38,775.37	\$7,755.07	\$31,020.30

\$3,231.28

average/month

up/down from previous year		
Total	1,255.42	3.37%
City	251.08	3.37%
OHED	1,004.34	3.37%

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

OHED 80%

Check #

Check Date

OCT	2,812.93
NOV	23.55
NOV	1,938.56
	\$4,775.04

PCT OF FISCAL YTD 100.0%

ACCOUNT NUMBER	ACCOUNT TITLE	MTD BALANCE	YTD BALANCE	BUDGET	DIFFERENCE
	TAXES TOTAL	66,763.28	1,194,937.05	1,141,500.00	53,437.05-
	LICENSES AND PERMITS TOTAL	.00	9,880.00	8,100.00	1,780.00-
	INTERGOVERNMENT REVENUES TOTAL	.00	459,855.51	240,000.00	219,855.51-
	STATE GRANTS TOTAL	.00	7,650.00	.00	7,650.00-
	STATE SHARED REVENUE TOTAL	.00	104,458.37	94,000.00	10,458.37-
	COUNTY REVENUES TOTAL	.00	3,245.67	6,500.00	3,254.33
	CHARGES FOR GOODS & SERV TOTAL	.00	7,202.99	2,500.00	4,702.99-
	POLICE 24-7 PROGRAM TOTAL	.00	1,198.00	1,000.00	198.00-
	STREET REVENUE TOTAL	.00	10,196.75	7,500.00	2,696.75-
	WEED CUTTING & REMOVAL TOTAL	.00	417.75	.00	417.75-
	ANIMAL IMPOUND TOTAL	.00	.00	.00	.00
	REC FACILITY FEES TOTAL	.00	10,615.08	15,000.00	4,384.92
	FINES AND FORFEITS TOTAL	.00	.00	.00	.00
	MISCELLANEOUS REVENUES TOTAL	.00	46,859.27	34,250.00	12,609.27-
	CITY HALL RENT TOTAL	.00	.00	.00	.00
	OTHER SOURCES TOTAL	.00	7,695.35	.00	7,695.35-
	TOTAL REVENUE	66,763.28	1,864,211.79	1,550,350.00	313,861.79-
	COUNCIL TOTAL	.00	32,463.18	32,450.00	13.18-
	CONTINGENCY TOTAL	.00	.00	22,804.00	22,804.00
	ELECTIONS TOTAL	.00	17.14	2,200.00	2,182.86
	ATTORNEY TOTAL	.00	5,565.00	12,000.00	6,435.00
	FINANCE TOTAL	.00	64,679.50	82,686.00	18,006.50
	BUILDINGS TOTAL	.00	21,973.78	27,080.00	5,106.22
	POLICE TOTAL	.00	364,645.22	367,025.00	2,379.78
	FIRE TOTAL	.00	22,132.92	45,900.00	23,767.08
	FIRE BUILDING? TOTAL	.00	.00	.00	.00
	CODE ENFORCEMENT TOTAL	.00	5,854.14	6,000.00	145.86
	CIVIL DEFENSE TOTAL	.00	493.45	500.00	6.55
	STREET TOTAL	.00	314,645.51	390,150.00	75,504.49
	AIRPORT TOTAL	.00	32,409.21	29,150.00	3,259.21-
	COVID-19 TOTAL	.00	6,387.39	150,000.00	143,612.61
	HEALTH & WELFARE TOTAL	.00	8,357.08	10,196.00	1,838.92
	BALLPARK TOTAL	.00	12,449.39	12,525.00	75.61
	POOL TOTAL	.00	56,812.40	68,000.00	11,187.60
	SENIOR CITIZEN ACTIVITY TOTAL	.00	.00	.00	.00
	PARK TOTAL	.00	377,243.78	378,400.00	1,156.22
	ZONING TOTAL	.00	43.24	5,200.00	5,156.76
	ECONOMIC DEVELOPMENT TOTAL	.00	68,750.00	75,000.00	6,250.00
	PROMOTION OF CITY TOTAL	.00	1,337.09	1,000.00	337.09-
	DEPT SERVICE TOTAL	.00	.00	.00	.00
	CAPITAL OUTLAY TOTAL	.00	.00	.00	.00
	TRANSFER OUT TOTAL	.00	11,250.00	11,250.00	.00
	TOTAL EXPENSES	.00	1,407,509.42	1,729,516.00	322,006.58
	GENERAL TOTAL	66,763.28	456,702.37	179,166.00-	635,868.37-

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REVENUE & EXPENSE REPORT
CALENDAR 12/2020, FISCAL 12/2020

PCT OF FISCAL YTD 100.0%

ACCOUNT NUMBER	ACCOUNT TITLE	MYD BALANCE	YTD BALANCE	BUDGET	DIFFERENCE
	TAXES TOTAL	2,423.20	38,517.07	35,000.00	3,517.07-
	TOTAL REVENUE	2,423.20	38,517.07	35,000.00	3,517.07-
	POOL TOTAL	.00	.00	7,000.00	7,000.00
	ECONOMIC DEVELOPMENT TOTAL	.00	30,361.77	28,000.00	2,361.77-
	TOTAL EXPENSES	.00	30,361.77	35,000.00	4,638.23
	GROSS RECEIPTS TAX FUND TOTAL	2,423.20	8,155.30	.00	8,155.30-
	OTHER SOURCES TOTAL	9,102.15	96,515.36	225,000.00	128,484.64
	TOTAL REVENUE	9,102.15	96,515.36	225,000.00	128,484.64
	AIRPORT TOTAL	.00	89,753.00	225,000.00	135,247.00
	TRANSFER OUT TOTAL	.00	.00	.00	.00
	TOTAL EXPENSES	.00	89,753.00	225,000.00	135,247.00
	CAPITAL IMPROVEMENT TOTAL	9,102.15	6,762.36	.00	6,762.36-
	WATER TOTAL	9,985.52	1,623,050.75	1,846,750.00	223,699.25
	TOTAL REVENUE	9,985.52	1,623,050.75	1,846,750.00	223,699.25
	WATER TOTAL	.00	1,579,615.77	1,814,850.00	235,234.23
	TOTAL EXPENSES	.00	1,579,615.77	1,814,850.00	235,234.23
	WATER TOTAL	9,985.52	43,434.98	31,900.00	11,534.98-
	ELECTRIC TOTAL	32,323.93	2,166,149.93	4,033,000.00	1,866,850.07
	TOTAL REVENUE	32,323.93	2,166,149.93	4,033,000.00	1,866,850.07
	ELECTRIC TOTAL	.00	8,353,072.23	4,028,900.00	4,324,172.23-
	TRANSFER OUT TOTAL	.00	.00	.00	.00
	TOTAL EXPENSES	.00	8,353,072.23	4,028,900.00	4,324,172.23-
	ELECTRIC TOTAL	32,323.93	6,186,922.30-	4,100.00	6,191,022.30

REVENUE & EXPENSE REPORT
CALENDAR 12/2020, FISCAL 12/2020

PCT OF FISCAL YTD 100.0%

ACCOUNT NUMBER	ACCOUNT TITLE	MTD BALANCE	YTD BALANCE	BUDGET	DIFFERENCE
	ELECTRIC TOTAL	.00	.00	101,000.00	101,000.00
	SEWER TOTAL	9,450.36	2,271,394.96	2,635,750.00	364,355.04
	TOTAL REVENUE	9,450.36	2,271,394.96	2,736,750.00	465,355.04
	SEWER TOTAL	.00	2,239,264.55	2,736,750.00	497,485.45
	TOTAL EXPENSES	.00	2,239,264.55	2,736,750.00	497,485.45
	SEWER TOTAL	9,450.36	32,130.41	.00	32,130.41-
	TOTAL PROFIT/LOSS:	130,048.44	5,639,736.88-	143,166.00-	5,496,570.88

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RESOLUTION NO. 2020-17
The City of Miller is an equal opportunity employer.

RESOLUTION AUTHORIZING AN APPLICATION FOR FINANCIAL ASSISTANCE, AUTHORIZING THE EXECUTION AND SUBMITTAL OF THE APPLICATION, AND DESIGNATING AN AUTHORIZED REPRESENTATIVE TO CERTIFY AND SIGN PAYMENT REQUESTS.

WHEREAS, the City of Miller (the "City") has determined it is necessary to proceed with improvements to its Wastewater System, including but not limited to Miller Water Improvements Phase II (the "Project"); and

WHEREAS, the City has determined that financial assistance will be necessary to undertake the Project and an application for financial assistance to the South Dakota Board of Water and Natural Resources (the "Board") will be prepared; and

WHEREAS, it is necessary to designate an authorized representative to execute and submit the Application on behalf of the City and to certify and sign payment requests in the event financial assistance is awarded for the Project,

NOW THEREFORE BE IT RESOLVED by the City as follows:

1. The City hereby approves the submission of an Application for financial assistance in an amount not to exceed \$1,000,000.00 to the South Dakota Board of Water and Natural Resources for the Project.
2. The Mayor of the City of Miller is hereby authorized to execute the Application and submit it to the South Dakota Board of Water and Natural Resources, and to execute and deliver such other documents and perform all acts necessary to effectuate the Application for financial assistance.
3. The Mayor of the City of Miller is hereby designated as the authorized representative of the City to do all things on its behalf to certify and sign payment requests in the event financial assistance is awarded for the Project.

Adopted at Miller, South Dakota, this 7th day of December 2020.

APPROVED:

(Seal)

Ronald Blachford, Mayor
City of Miller

Attest:

Sheila Coss, Finance Officer

RESOLUTION NO. 2020-18

The City of Miller is an equal opportunity employer.

RESOLUTION AUTHORIZING AN APPLICATION FOR FINANCIAL ASSISTANCE, AUTHORIZING THE EXECUTION AND SUBMITTAL OF THE APPLICATION, AND DESIGNATING AN AUTHORIZED REPRESENTATIVE TO CERTIFY AND SIGN PAYMENT REQUESTS.

WHEREAS, the City of Miller (the "City") has determined it is necessary to proceed with improvements to its Water System, including but not limited to Miller Wastewater Improvements Phase II (the "Project"); and

WHEREAS, the City has determined that financial assistance will be necessary to undertake the Project and an application for financial assistance to the South Dakota Board of Water and Natural Resources (the "Board") will be prepared; and

WHEREAS, it is necessary to designate an authorized representative to execute and submit the Application on behalf of the City and to certify and sign payment requests in the event financial assistance is awarded for the Project,

NOW THEREFORE BE IT RESOLVED by the City as follows:

1. The City hereby approves the submission of an Application for financial assistance in an amount not to exceed \$1,000,000.00 to the South Dakota Board of Water and Natural Resources for the Project.
2. The Mayor of the City of Miller is hereby authorized to execute the Application and submit it to the South Dakota Board of Water and Natural Resources, and to execute and deliver such other documents and perform all acts necessary to effectuate the Application for financial assistance.
3. The Mayor of the City of Miller is hereby designated as the authorized representative of the City to do all things on its behalf to certify and sign payment requests in the event financial assistance is awarded for the Project.

Adopted at Miller, South Dakota, this 7th day of December 2020.

APPROVED:

(Seal)

Ronald Blachford, Mayor
City of Miller

Attest: _____
Sheila Coss, Finance Officer

RESOLUTION NO. 2020-19

The City of Miller is an equal opportunity employer.

WHEREAS insufficient appropriation was made in the 2020 adopted budget for the following departments to discharge just obligations of said appropriations; and

WHEREAS SDCL 9-21-6.1 provides transfers be made by resolution of the board from the contingency appropriation established pursuant to SDCL 9-21-6.1 to other appropriations;

THEREFORE, BE IT RESOLVED that the following appropriations be transferred from the contingency budget to the department budgets:

101 - General Fund

41101	42501	Repairs & Maintenance	\$550.00	Computer/Council Table HDMI
41101	42901	Other Expenses	\$1,500.00	Boney Memorial
43501	43400	Machinery & Equipment	\$10,000.00	Airport Fuel Tank
46503	42601	Promotion of City	\$350.00	Supplies

Adopted this 7th day of December, 2020.

Ronald Blachford, Mayor

(SEAL)

ATTEST:

Sheila Coss, Finance Officer

RESOLUTION NO. 2020-20

The City of Miller is an equal opportunity employer.

WHEREAS insufficient appropriation was made in the 2020 adopted budget for the following departments to discharge just obligations of said appropriations; and

WHEREAS SDCL 9-21-9.1 states that state, county and federal grants may be expended without provision in the appropriations ordinance;

THEREFORE, BE IT RESOLVED that the following appropriations be automatically supplemented with state and federal grants:

101 - General Fund

41101	43400 Machinery & Equipment	Council	\$31,000.00	Audio/Video System
42101	41101 Salary	Police	\$1,414.00	Overtime Grant
42101	43400 Machinery & Equipment	Police	\$50,000.00	Police Vehicle
43101	41101 Salary	Street	\$7,650.00	Mosquito Control Grant
43501	43400 Machinery & Equipment	Airport	\$20,000.00	Fuel Tank

Source of Funding

101 - Federal Grants

33100	33100 Federal Grants	\$1,414.00
33100	33103 Federal CARES Grants	\$81,000.00
33100	33104 Federal Airport CARES Grants	\$20,000.00
33400	33400 State Grants	\$7,650.00

Adopted this 7th day of December, 2020.

Ronald Blachford, Mayor

(SEAL)

ATTEST:

Sheila Coss, Finance Officer

JOINT COOPERATIVE AGREEMENT FOR 2021

Section 1. Authority.

Article I

Pursuant to the Constitution of South Dakota and as provided in Chapter 1-24-1 to 1-24-10 of the SDC, 1992 Revision, entitled "The Joint Exercise of Governmental Powers," the undersigned units of local governments hereby organize, form, and maintain the Northeast Council of Governments. As referenced in SDC, 1-24-1 to 1-24-10, in the event that the joint agreement financing of the Council be terminated due to lack of support by the governmental units within the area served, all equipment and supplies owned by the Council shall be sold by the governmental units to local units of government within the area boundaries or according to applicable Federal guidelines. The Chairperson, Vice Chairperson, and Secretary/Treasurer of the Council shall oversee the advancement, receiving the bids, and opening the bids. Money received from the sale of Council equipment and supplies will be divided in the same manner as contributed by member counties and cities that finance the Council operations within the last year.

Section 2. Duration of the Agreement.

The joint agreement represents a voluntary association of general purpose units of local governments providing planning, technical aid, and assistance capabilities to its member and other units of local governments. This agreement shall remain in effect as long as five counties representing 50 percent of the area population continue membership and financial support.

Annual reaffirmation of commitment to this agreement by each member government shall take place prior to the beginning of the Council's fiscal year.

Section 3. Governing Body.

The governing body of the area served shall be the Northeast Council of Governments.

Section 4. Fiscal Year.

The fiscal year of the Council shall begin on the first day of January and terminate on the thirty-first day of December and the term of this JOA covers the entire fiscal period referenced.

Section 5. Bylaws.

The Council shall create and provide for bylaws detailing activities and procedures of the Council. The formation of or amendments to such bylaws shall take the affirmative vote of two-thirds of the members present.

Article II

Section 1. Members.

Membership shall consist of 1) two county commissioners from each county, selected by the respective county commission; 2) a member counties, one mayor or city council member from each city of at least 950 population or from the largest city in the county if no cities are at least 950 population; 3) one representative of non-governmental or private sector interests from each member county; and 4) one representative from the tribal council in a member county.

Section 2. Ex-Officio Membership.

NECOS

1

JOA 2021

The Chairperson of all Council subcommittees shall serve as non-voting members of the Council. In addition, the Council may, when deemed advisable by the majority of the Council members, appoint nonvoting members in an advisory capacity or appoint additional voting members not to exceed one-half of the regular membership.

Section 3. Proxies.

Each Council member, with the approval of his respective governing body, may appoint a temporary representative to serve in the absence. The appointed individual assumes all rights and privileges of the Council member.

Section 4. Regular Meetings.

Article III

The Council shall establish a schedule of regular meetings at such place and time within the area as it may designate.

Section 2. Meetings-Special.

Upon the written request of eight members of the Council or when deemed expedient, the Chairperson shall call a special meeting of the Council for the purpose of transacting business designated in the call. The call for such special meeting shall be delivered to each member or may be mailed to each member not later than three days before the meeting. At such special meeting, no business shall be considered other than is designated in the call.

Section 3. Quorum.

A majority of members of the Council shall constitute a quorum for the purpose of conducting business. When a quorum is present, a majority of those present will decide all issues presented.

Section 4. Rules-Action of the Council.

The rules contained in the last revised edition of Robert's "Rules of Order" shall apply in all meetings of the Council to the extent that such rules are not in conflict with the agreement or its bylaws. In the conduct of all business by the Council, the following is set forth as a guiding principle:

1. It is the basic objective of this Council to unite all beliefs and interests in the fulfillment of a sound program for the development of the area served.
2. The objective can only be obtained by the use of the best techniques of group thinking and by utilizing any elements of force in the action of the group.
3. It is the guiding policy of this Council that in all of its activities, every reasonable effort shall be made to attain the closest possible approach to unanimous consent.

Article IV

Section 1. Officers.

The Council shall elect officers for the position of Chairperson, Vice Chairperson, and Secretary/Treasurer.

Section 2. Subcommittees.

The Council may form subcommittees to serve at the pleasure of the Council and to carry out its work.

Section 3. Executive Staff.

NECOG

2

JOA 2021

Additionally, the Council may create, through bylaws, an Executive Board with delegated powers as specified in these bylaws.

Section 1. Powers of the Council. Article V

1. To prepare and make modular planning units of development for the area served, including but not limited to population, economy, government services, utilities, education, housing, transportation, recreation, health, natural resources, manpower, law enforcement, social services, poverty, and economic development.
2. To assist individual counties and municipalities in the area to participate more effectively in State and Federal funding programs.
3. To review and make recommendations on projects which will affect the development of the area in accordance with the various plans and programs of the area served.
4. To recommend projects which will enhance the development of all resources to be carried out through existing governmental units or through a combination of these as applicable under State laws.
5. To compile, prepare, publish, and disseminate information about the various resources of the area served and subareas.
6. To coordinate and coordinate the activities of local groups with organizations serving to the Council, State, and Federal agencies.
7. To analyze existing Federal and State legislation and programs to determine its effect on local governments.
8. To promote local decision making and local control of those projects and programs affecting the constituency of the area.

Section 2. Limitation of Powers.

In the carrying out of its purpose, powers, and functions, the Council, its members, and the Council staff shall remain within these guidelines or limitations.

1. All plans shall be advisory only.
2. No zoning ordinances or subdivision standards regulating land use may be created by the Council.
3. The Council is to have no authority that would supplant or in any way interfere with or supersede the planning and development authority granted cities, counties, or other governments under other applicable State or Federal statutes.
4. Plans are to reflect goals and objectives for harmonious development of the area.
5. Plans prepared by or for the Council shall be transmitted to all affected governmental bodies within the members of the Council. It will be for these governmental bodies to adopt them as their own for purposes of planning and development.
6. No power of eminent domain is to be exercised.
7. The Council cannot engage in construction projects.
8. The Council cannot regulate the agricultural or other use of the land.

NECCG 3 JCA 2021

Section 3. Staff.
For the purpose of this agreement, the Council is authorized to hire staff and provide all necessary support services to carry out the intent of this agreement.

Section 4. Finance Article VI

The Council shall determine the amount of local matching money that will be requested from the boards of county commissioners and member cities for each fiscal year of the Council's operation. This amount will be determined after the Executive Director presents his/her proposed budget to the Council listing possible sources of Federal, State, local, and private funds available on a matching basis to operate the Council during each specific fiscal year.

Section 2. Local Shares.

The local share for the next fiscal year shall not exceed the following amounts, with actual allocations determined by vote of the Council.

Unit of Government	Maximum Local Share
Barack County	\$16,394.64
Huron	3,329.35
Brown County	26,559.36
Aberdeen	6,623.51
Groton	1,664.66
Campbell County	6,916.71
Henrieville	1,664.66
Day County	9,696.11
Webster	1,664.66
Edmunds County	8,242.92
Lawson	1,664.66
Federal County	7,349.56
Faulton	1,664.66
Hart County	8,027.80
Miller	1,664.66

NECCG 4 JCA 2021

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Madison County	7,517.26
Eureka	1,864.53
Marshall County	2,614.75
Britton	1,604.66
Potter County	7,393.46
Gearysburg	1,864.63
Spink County	16,254.38
Redfield	1,864.36
Wheat County	9,204.14
Madison	1,664.63

Section 1. Amendments. Article VII

Amendments to this agreement may only be made with the full concurrence of two-thirds majority of these members of the member governments.

Section 2. Termination of the Joint Cooperative Agreement

With mutual written agreement from both parties, a member county may terminate the agreement for services. During the period of service under this JCA, the termination notice is to be provided in writing with six months notice prior to the end of each fiscal year to receive any dues reimbursement. The NCCOG Executive Board has the authority to approve or deny the reimbursement request.

Adopted on the _____ day of _____, 2022.

Chairperson

ATTEST:

Unit of Government

2021 Funding Requests

Donations

Wheels and Meals	\$2,000.00
On Hand Development Corp	\$132,000.00

Utility Assistance

Hand in Hand Daycare	\$600.00
Helping Hands	\$2,500.00



INVOICE

1302 South Union Street
PO Box 511
Rock Springs, WY 82406
Phone: 724.472.4531 • Fax: 724.472.2745

City of Miller
120 West 2nd Street
Miller, SD 57362

November 19, 2020
Project No: 420511.00
Invoice No: 00243521
Project Manager: Andrew Koob
Invoice Total: \$903.00

Project: 420511.00
Task Order No. 5
Professional Services through October 31, 2020
Substation No. 4 Construction

Task	NOI	Final Phase	Hours	Rate	Amount
Professional Personnel					
Engineer 6			2.00	150.00	300.00
Technician 7			2.00	81.00	162.00
Administrative 9			.80	41.00	41.00
Totals			4.80		503.00
Total Labor					503.00
Total Bill Portion					\$683.00
AMOUNT DUE THIS INVOICE					\$903.00



INVOICE

1302 South Union Street
PO Box 511
Rock Springs, WY 82406
Phone: 724.472.4531 • Fax: 724.472.2745

City of Miller
120 West 2nd Street
Miller, SD 57362

November 19, 2020
Project No: 420514.00
Invoice No: 00243522
Project Manager: Andrew Koob
Invoice Total: \$1,130.00

Project: 420514.00
Task Order No. 8
Professional Services through October 31, 2020
SCADA Integration

Task	NOI	SCADA Integration	Hours	Rate	Amount
Professional Personnel					
Engineer 6			1.00	150.00	150.00
Engineer 7			7.00	140.00	980.00
Totals			8.00		1,130.00
Total Labor					1,130.00
Total Bill Task					\$1,130.00
AMOUNT DUE THIS INVOICE					\$1,130.00

SPN & ASSOCIATES

ENGINEERS & SURVEYORS

INVOICE

TO: CITY OF MILLER
120 WEST 2ND
MILLER, SD 57362

SPN-SPN-05502.COM

Invoice Date	Invoice Num
Nov 30, 2020	22707
Billing Through	
Nov 28, 2020	

Schnucker, Paul, Mohr and Associates
2100 North Saddle Blvd - PO Box 398
Mitchell SD 57301-0398
Phone (605) 996-7761
Fax (605) 996-0815

RE: MILLER WATER PHASE 2-SPR

Construction observation and testing.

Billing period: 10/25/2020 thru 11/28/2020

TECHNICIAN

Hours	Rate	Amount
13.50	\$110.00	\$1,485.00
Total Service Amount:		\$1,485.00

Account Due This Invoice: \$1,485.00
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 1st day of December, 2020.

Schnucker, Paul, Mohr & Associates

Handwritten 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.

SPN & ASSOCIATES

ENGINEERS & SURVEYORS

INVOICE

CITY OF MILLER
120 WEST 2ND
MILLER, SD 57362

SPN-SPN-05502.COM

Invoice Date	Invoice Num
Nov 30, 2020	22708
Billing Through	
Nov 28, 2020	

Schnucker, Paul, Mohr and Associates
2100 North Saddle Blvd - PO Box 398
Mitchell SD 57301-0398
Phone (605) 996-7761
Fax (605) 996-0815

Prepare pay request and change order, work on drawings of construction record, and other project coordinate.

Billing period: 10/25/2020 thru 11/28/2020

Project ID	Project Name	Contract Amount	% Complete	Previously Billed	Amount Due
M14842.03W	MILLER WATERWATER PHASE 2	\$108,500.00	20.00	\$92,055.00	\$5,415.00
CONTRACT ADMIN					

Total Amount Due: \$5,415.00
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 1st day of December, 2020.

Schnucker, Paul, Mohr & Associates

Handwritten 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.

SPIN ASSOCIATES

INVOICE

ENGINEERS & SURVEYORS

CITY OF MILLER
120 WEST 2ND
MILLER, SD 57352

Schmucker, Paul, Mohr and Associates
2100 North Sardinia Blvd - PO Box 398
Mitchell, SD 57301-0398
Phone (605) 996-7761
Fax (605) 996-7615
www.spin-assoc.com

Invoice Date Nov 23, 2020	Invoice Num 22718
Billing Through Nov 25, 2020	

Prepare pay request and change order, work on drawings or construction record, and other project coordination.

Billing period: 10/25/2020 thru 11/25/2020

Project ID	Project Name	Contract Amount	% Complete	Previously Billed	Amount Due
ML0842-05W	HOLLIS WATER PHASE2-CONST ADRAIN	\$94,000.00	90.00	\$79,200.00	\$14,800.00

Total Amount Due \$14,800.00
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 1st day of December, 2020.

Schmucker, Paul, Mohr & Associates

Paul Mohr
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.

SPIN ASSOCIATES

INVOICE

ENGINEERS & SURVEYORS

CITY OF MILLER
120 WEST 2ND
MILLER, SD 57352

Schmucker, Paul, Mohr and Associates
2100 North Sardinia Blvd - PO Box 398
Mitchell, SD 57301-0398
Phone (605) 996-7761
Fax (605) 996-7615
www.spin-assoc.com

Invoice Date Nov 24, 2020	Invoice Num 22717
Billing Through Nov 25, 2020	

Prepare pay request, shop drawing review, site visits, and other project coordination.

Billing period: 10/24/2020 thru 11/25/2020

Project ID	Project Name	Contract Amount	% Complete	Previously Billed	Amount Due
ML5318-05S3	WILLOW PHASE 2B CONST ADRAIN - STORM WATER	\$44,100.00	14.00	\$3,528.00	\$40,572.00

Total Amount Due \$40,572.00
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 1st day of December, 2020.

Schmucker, Paul, Mohr & Associates

Paul Mohr
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.

SPN & ASSOCIATES

ENGINEERS & SURVEYORS

INVOICE

TO: CITY OF MILLER
128 WEST 2ND
MILLER, SD 57362

RE: MHS193068S
MILLER PHASE II CONST. RPR - STORM WATER

Construction Observation and Testing
Billing period 10/25/2020 thru 11/28/2020

Schnucker, Paul, Nohr and Associates
2100 North Sardinia Blvd - PO Box 398
Milwaukee SD 57401-0398
Phone (605) 996-7761
Fax (605) 996-0015
www.spn-assoc.com

Invoice Date Nov 30, 2020	Invoice Num 22718
Billing Through Nov 28, 2020	

Hours	Rate	Amount
80.75	\$110.00	\$8,882.50
Total Service Amount: \$8,882.50		
REIMBURSABLE EXPENSES:		
LODGING		\$592.66
MESSAGE		\$170.10
MEALS		\$200.00
Total Expenses:		\$962.76
Amount Due This Invoice:		\$9,845.26
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 1st day of December 20, 2020
Schnucker, 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.

SPN & ASSOCIATES

ENGINEERS & SURVEYORS

INVOICE

TO: CITY OF MILLER
128 WEST 2ND
MILLER, SD 57362

RE: MHS193068V
MILLER PHASE II CONST. RPR - WATER

Construction Observation and Testing
Billing period 10/25/2020 thru 11/28/2020

Schnucker, Paul, Nohr and Associates
2100 North Sardinia Blvd - PO Box 398
Milwaukee SD 57401-0398
Phone (605) 996-7761
Fax (605) 996-0015
www.spn-assoc.com

Invoice Date Nov 30, 2020	Invoice Num 22718
Billing Through Nov 28, 2020	

Hours	Rate	Amount
48.75	\$110.00	\$5,362.50
Total Service Amount: \$5,362.50		
REIMBURSABLE EXPENSES:		
LODGING		\$148.24
MESSAGE		\$145.25
MEALS		\$114.00
Total Expenses:		\$407.49
Amount Due This Invoice:		\$5,770.00
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 1st day of December 20, 2020
Schnucker, 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.

SPN ASSOCIATES

INVOICE

CITY OF MILLER
120 WEST 2ND
MILLER, SD 57362

Schmucker, Paul, Mohr and Associates
2100 North Siphon Blvd — PO Box 306
Mitchell, SD 57301-0306
Phone (605) 996-7761
Fax (605) 996-0013
WWW.SP-ASSOC.COM

Invoice Date	Invoice Num
NOV 10, 2020	22722
Billing Through	
NOV 28, 2020	

Prepare pay request after visit and after project coordination.
Billing period 11/25/2020 thru 11/28/2020

Project ID	Project Name	Contract Amount	% Complete	Previously Billed	Amount Due
M1531345W	MILLER PHASE II CONST ADMIN	\$71,509.00	0.00	\$0.00	\$1,410.00
	- WATER				

Total Amount Due

\$1,410.00

This invoice is due upon receipt.

VERIFICATION OF CLAIM

I Review 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 1st day of November, 2020.

Schmucker, Paul, Mohr & Associates

Paul Mohr
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.



Contractor's Application For Payment No. 23

24

ENGINEERS JOINT CONTRACT DOCUMENTS COMMITTEE

Application Period: October 24, 2020 TO November 28, 2020 Application Date: November 30, 2020

To (Owner): City of Miller

Via (Engineer): SPN & Associates

Project: Phase 2 Utilities Improvements

Engineer's Project No.: 14842

APPLICATION FOR PAYMENT

Change Order Summary

Approved Change Orders	Additions	Deductions
Number		
One	\$ 32,320.10	
Two	\$ 171,015.19	
Three	\$ 254,298.57	
Four	\$ 3,803.00	
Five	\$ 458,862.40	
TOTALS	\$ 920,089.26	\$ -
NET CHANGE BY CHANGE ORDERS	\$ 920,089.26	

CONTRACTOR'S CERTIFICATION

The undersigned Contractor certifies, to the best of its knowledge, the following:

(1) All previous progress payments received from Owner on account of Work done under the Contract have been applied on account to discharge Contractor's legitimate obligations incurred in connection with the Work covered by prior Applications for Payment.

(2) Title to all Work, materials and equipment incorporated in said Work, or otherwise listed in or covered by this Application for Payment, will pass to Owner at time of payment free and clear of all Liens, security interests, and encumbrances (except such as are covered by a bond acceptable to Owner indemnifying Owner against any such Liens, security interest, or encumbrances); and

(3) All the Work covered by this Application for Payment is in accordance with the Contract Documents and is not defective.

1. ORIGINAL CONTRACT PRICE.....	\$ 4,366,961.99
2. Net change by Change Orders.....	\$ 920,089.26
3. Current Contract Price (Line 1 + 2).....	\$ 5,288,051.25
4 a. Total Completed to Date.....	\$ 5,034,373.15
b. Total Materials Remaining in Storage.....	\$ -
c. Value of Non-Conforming Work.....	\$ -
d. Total Value of Work completed and Material Stored to Date.....	\$ 5,034,373.15
5. RETAINAGE:	
a. 5 % x \$ 5,034,373 Work & Materials.....	\$ 251,718.66
b. 10 % x \$ 0.00 Work & Materials.....	\$ 0.00
c. Total Retainage (Line 5a + Line 5b).....	\$ 251,718.66
6. AMOUNT ELIGIBLE TO DATE (Line 4d - Line 5c).....	\$ 4,782,654.49
7. PREVIOUS PAYMENTS (Line 6 from prior Application).....	\$ 4,506,597.58
8. AMOUNT DUE THIS APPLICATION.....	\$ 276,056.91
9. BALANCE TO FINISH, PLUS RETAINAGE (Total Contract Price Less Line 5c above).....	\$ 506,396.76

Payment of: \$ 276,056.91

(Line 8 or other attach explanation of other amount)

is recommended by:

Payment of: \$ 276,056.91

(Line 8 or other attach explanation of other amount)

is approved by:

(Engineer)

(Date)

Approved by:

Funding Agency (if applicable)

(Date)



Four

APPLICATION FOR PAYMENT

Approved Change Orders

CONTRACTOR'S CERTIFICATION

(1) All previous progress payments received from Owner on account of Work done under the Contract have been applied on account to discharge Contractor's legitimate obligations incurred in connection with the Work covered by prior Applications for Payment.

(2) Title to all Work, materials and equipment incorporated in said Work, or otherwise listed in or covered by this Application for Payment, will pass to Owner at time of payment free and clear of all Liens, security interests, and encumbrances (except such as are covered by a bond acceptable to Owner indemnifying Owner against any such Liens, security interest, or encumbrances); and

(3) All the Work covered by this Application for Payment is in accordance with the Contract Documents and is not defective.

Approved by: _____
Funding Agency (if applicable) _____
(Date) _____

Date of Issuance: 12/1/2020 Effective Date: 12/1/2020
Owner: City of Miller Engineer's Project No.: 15318
Contractor: TLC Olson Const Owner's Contract No.:
Engineer: SPN and
Project: Phase 3 Utility Impr.

The Contract is modified as follows upon execution of this Change Order:

Description:

The Contract is amended with the cost for a drive-over hatch at the ponds, an area inlet needed for proper drainage, 10" pipe and fittings and a detectable warning panel for sidewalk construction. Quantities are adjusted due to an error in tabulations for sewer pipe in an alley. Sewer service sliplining and the removal of the pond inlet are deleted from the Contract. Project Completion Dates are extended 2 weeks for Covid and 3 days for additional work as referenced in the attached letter.

Attachments: Olson Construction Letter

CHANGE IN CONTRACT PRICE	CHANGE IN CONTRACT TIMES
Original Contract Price: <u>\$6,474,735.40</u>	Original Contract Times: Substantial Completion: <u>7/15/2022</u> Ready for Final Payment: <u>8/14/2022</u>
Previously approved Increase: Order No. <u> </u> to <u> </u> :	Previously approved Increase: Order No. <u> </u> to <u> </u> : Substantial Completion: <u> </u> Ready for Final Payment: <u> </u>
Previous Contract Price: <u>\$6,474,735.40</u>	Contract Times prior to this Change Order: Substantial Completion: <u>7/15/2022</u> Ready for Final Payment: <u>8/14/2022</u>
Increase of this Change Order: <u>-\$296.57</u>	Increase of this Change Order: Substantial Completion: <u>17</u> Ready for Final Payment: <u>17</u>
Contract Price for Change Order: <u>\$6,474,438.83</u>	Contract Times with all approved Change Orders: Substantial Completion: <u>8/1/2022</u> Ready for Final Payment: <u>8/31/2022</u>

RECOMMENDED:

ACCEPTED:

ACCEPTED:

By:
Engineer

By:
Owner (Authorized Signature)

By:
Contractor (Authorized Signature)

Title: Project Engineer

Title: Mayor

Title:

Date:

Date:

Date:

Approved by Funding Agency (if applicable)

By:

Date:

Title: