

CITY OF MILFORD
REGULAR MEETING
DECEMBER 7, 2004
MINUTES

A regular meeting of the Mayor and Council of the City of Milford, Nebraska was held at the Webermeier Community Room in said City on the 7th day of December 2004 at 7:30 pm. Present were: Mayor J. Elaine Plessel; Council members: Dean Bruha, Rick Fortune, Terry Good, Lyle Neal; City Clerk Jeanne Hoggins; Chief of Police Forrest Siebken; Maintenance Supt. Mark Frey and Attorney Robert Blevens. Also present: Travis Yeackley, John Melena, Jerry Shald, Ryan Roth, Craig Wulf, Scott Burroughs, Shellie Rathjen and Jodie Staehr with MVP and Nancy McGill with the press.

Notice of the meeting was given in advance thereof by publishing in the Milford Times; a designated method for giving notice, as shown by the Affidavit of Publication attached to these minutes. Notice of this meeting was given to the Mayor and all members of the Council and a copy of their acknowledgement of receipt of notice and the agenda is attached to the minutes. Availability of the agenda was communicated in the advance notice and in the notice to the Mayor and Council of this meeting. All proceedings hereafter shown were taken while the convened meeting was open to the attendance of the public.

CALL TO ORDER: Mayor Plessel called the meeting to order at 7:30 p.m.

MINUTES: A motion was made by Fortune and seconded by Neal to approve the minutes of the October 5, 2004 meeting. Roll call vote: Fortune yes, Neal yes, Bruha yes, Good yes. Motion carried.

A motion was made by Neal and seconded by Bruha to approve the minutes of the November 2, 2004 meeting. Roll call vote: Neal yes, Bruha yes, Fortune yes, Good yes. Motion carried.

PAYMENT OF BILLS, BOND INTEREST & PRINCIPAL: A motion was made by Bruha and seconded by Neal that the following bills in the amount of \$50,986.08, bond principal of \$155,000.00 and bond interest of \$19,392.06, totaling \$225,378.14 approved by the Auditing Committee be approved for payment. Roll call vote: Bruha yes, Neal yes, Fortune yes, Good yes. Motion carried.

SALARIES:

39612	Mark Frey	1216.15
39613	Forrest K Siebken	1198.48
39614	Mavis Lynn Ferris	30.68
39615	Jeanne M. Hoggins	1072.26
39616	Gary Lee TeSelle	889.10

39617	Scott Dean Fosler	1030.14
39618	Robert L. Hull	855.84
39619	Beverly J. Wehrs	460.73
39620	Edna A. Riedl	367.71
39621	David R. Dahle	856.38
39622	Louis J. Bialas	833.63
39623	Bryce C. Johnson	860.01
39624	Philip Winkelmann	852.87
39625	Regan Beranek	95.14
39626	George A. Matzen	219.88
39627	Tracy L. Yeackley	555.99
39628	Barbara L. Shurtleff	263.47
39685	Mark Frey	1256.68
39686	Forrest K. Siebken	1198.48
39687	Mavis Lynn Ferris	27.89
39688	Jeanne M. Hoggins	1088.21
39689	Gary Lee TeSelle	965.91
39690	Scott Dean Fosler	1149.93
39691	Robert L. Hull	766.43
39692	Beverly J. Wehrs	360.17
39693	Edna A. Riedl	343.56
39694	David R. Dahle	881.20
39695	Louis J. Bialas	853.27
39696	Bryce C. Johnson	824.37
39697	Philip Winkelmann	776.65
39698	Regan Beranek	61.56
39699	George A. Matzen	138.07
39700	Tracy L. Yeackley	560.78
39701	Barbara L. Shurtleff	290.71
39703	Roger L. Kness	224.73
39704	Joyce Elaine Plessel	184.70
39705	Ricky Gene Fortune	138.52
39706	Dean Alan Bruha	138.52
39707	Emerson L. Neal	138.52
39708	David Terry Good	138.52
GENERAL FUND:		
39629	Ameritas Life Ins – Pension	1396.15
39630	Aflac – Dis, cancer, acc, supp'l	334.16
39631	Alltel – October Phone Service	276.22
39632	Alltel-long distance – Long Distance for Sept-Oct	2.08
39633	Aramark Uniform Service – pants & rags	149.56
39634	Scott Burroughs – Extrication Class Reimbursement	246.08

39635	Butch's Welding – rod, set screws, labor	19.08
39636	Centaur Enterprises – motor, air tool oil, saw blades	30.71
39637	Culligan Water – soft water	19.00
39638	Farmers Cooperative – gas/diesel for October	1576.41
39639	Crucial Technology – memory upgrades for computer	331.96
39640	Deep Rock – Drinking water	22.89
39641	Don's Pioneer Uniforms – shirt, sweaters, turtlenecks	313.19
39642	Drummond American Corporation – prizm gel lube	156.00
39643	Eakes Office Plus – copies, binders, backup cartridges	341.09
39644	Farmers & Merchants – renewal for Jeanne's bond	450.00
39645	Farm Plan – bulk chain for saw	61.74
39646	Fremont National Bank – 2004 annual fee	375.00
39647	Fortis Benefits – Health Ins.	7856.69
39648	The Garbage Co. – garbage pickup for Oct.	107.75
39649	Great Plains One-Call – one calls	14.00
39650	Heartland Auto Body – wheel cover	51.00
39651	Holiday Inn – wa/sw meeting	149.90
39652	JEO Consulting – comprehensive plan	1563.00
39653	Matthew Bender & Co. – NE traffic/criminal law book	87.65
39654	Memorial Health Care Systems – Hep B Vac.(S. Guthrie)	89.00
39655	Milford Times – printing & publications	398.81
39656	Municipal Supply – valve box, debris caps	387.35
39657	NE Dept of Revenue – Oct. Sales Tax	1825.43
39658	NE Motor Parts – gauge, antifreeze, spark plugs	147.09
39659	NE Public Power – Service for October	4023.51
39660	NE Tech & Telecomm – October Service	510.94
39661	Aquila – October Service	193.90
39662	Pizza Kitchen – evening meal	217.50
39663	Powerplan – tooth, pins	67.00
39664	RI Tec Industrial – tuff-eze	432.87
39666	Sam's Club – t.p., trash bags, paper towels	116.90
39667	Schlegal's Groceries – cat food, coffee, groceries	53.39
39668	Sam's Club – membership renewal	30.00
39669	Servi-Tech – waste water analysis	158.15
39670	Seward Co. Independent – summer rec. director ad	46.40
39671	Seward Co. Public Power Dist. – Wells 1 & 2	543.81
39672	Seward County Communications – E911 Budget	13297.00
39673	Seward County Ford L/M – Repair on '98	29.50
39674	Forrest Siebken – Symantic system works	46.94
39675	Subway Motors – labor, tailpipe, shop materials	131.08
39676	Tvrdy's Lock & Key – labor to re-key lock	35.00
39677	Wick's Sterling Truck, Inc. – repairs on Ford F700	921.74

39678	Zim International – Orange Marking Paint	136.75
39679	A/F Commsupply – mobile antenna	34.83
39680	Albert Dipaolo – WA/SW deposit refund	50.00
39681	Mike Grooms – WA/SW deposit refund	8.42
39682	Mid American Specialties – Police Badge Stickers	164.99
39683	Adam Pallas – WA deposit refund	25.23
39684	Orvis Wall – reimbursement	261.60
39702	Ameritas Life Ins. – Pension	1372.15
39709	Alltel – Change names on phone extension	17.50
39710	Adamson Industries – Measuring wheel; trunk organiz.	269.90
39711	Thomas T. Beeler, Publisher – 4 books	12.96
39712	Louis Bialas – Refund food for water meeting	5.49
39713	Blevens Law Office – Legal Service for November	350.00
39714	Bound to Stay Bound Books, Inc. – 28 books	454.38
39715	City of Milford – Petty cash, distilled water, postage	60.24
39716	Christian Book Distributors – 6 books	68.14
39717	Dave Dahle – Refund for food at water meeting	5.24
39718	Follett Software – Support Catalog	480.00
39719	Fort Dearborn Life Ins – Life Insurance	75.68
39720	Gaylord Bros. – Accession Book	20.50
39721	Heartsong Presents – 4 Books	21.98
39722	Ingram Library Services – Books	187.54
39723	JEO Consulting Group – Comprehensive Plan	2052.00
39724	Kelly-Creswell – 2 gaskets	29.23
39725	Kustom Signals – Radar Remote	70.00
39726	LESCO – Gasket, pulley, spindle	503.25
39727	McCalls Quilting – 2 year subscription	36.98
39728	Midwet Tape – 2 DVD's	39.98
39729	Milford Plumbing – Park Restroom Service Call	90.00
39730	Milford School Dist #5 – Parking Fines, Tobacco Lic	35.00
39731	Mutual of Omaha Co – Disability	79.33
39732	Nebraska Health Laboratory – Nitrate, Coliform	42.00
39733	Office Depot – Desk (Barb)	444.97
39734	Quill Corporation – Labels	73.08
39735	Racom Corporation – Low Band Radio Repairs	337.50
39736	Edna Riedl – Barnes & Noble Refund	11.98
39737	Roxanne Roth – Cleaning Services	250.00
39738	Sack Lumber Co. – 2 sheets plywood	37.98
39739	Servi-Tech, Inc. – Waste Water Anaylsis pack	68.15
39740	Seward County Independent – 1 year subscription	34.00
39741	Southeast Community College – Epi-Pen/Aspirin Class	300.00
39742	Taste of Home – 1 year subscription	12.98

39743	Union Bank – Gary TeSelle Acct #5562939	300.00
39744	Walmart Community – VHS tapes, scrapbook, phone	76.54
39745	CLIA Laboratories – Fees for Certificate	150.00
39746	Country Signs – Lettering on Door	185.20
39747	Junior Library Guild – 12 books	143.40
39748	Chris Matzen – Scrapbooks	21.29
39749	Modern Methods – Maintenance Program, toner	371.68
39750	Nebraska Life Magazine – 1 year subscription	19.00
39751	RAK Industries – Hard Hat Forestry System	298.74

REPORTS OF OFFICERS, BOARDS AND COMMITTEES: Written reports received were Planning & Zoning minutes for November 11, 2004; Milford Aging Services Commission minutes for November 16, 2004; Library Board minutes for October 28, 2004 and November 18, 2004; Recreation Board minutes for November 15, 2004 and Police Dept. Activity Report for November 2004. Bruha- sidewalk project on the west side of the Library is underway. Chief Siebken reported 929 total calls for service during the month of November 2004. He also updated the Council on the 800 mhz radio system. The antenna has been installed on the water tower and is up and running. The Dept. is still working to complete 100% communication with Seward and Lincoln.

COMMUNICATIONS: *Sales tax received for the month of September 2004 was \$13,645.07. *NPPD 3rd Quarter Lease Payment received in the amount of \$46,604.55. *Galaxy Cable rate increase effective January 1, 2005 from \$40.45 to \$42.75. Bruha reported that the Planning & Zoning will be meeting Thursday, December 9, 2004 and Larry Jantze will be presenting a subdivision proposal for Valley View West.

NEW BUSINESS:

Election of Officers: A motion was made by Good and seconded by Bruha to elect Lyle Neal as President of the Council. Roll call vote: Good yes, Bruha yes, Fortune yes, Neal abstain. Motion carried.

A motion was made by Fortune and seconded by Neal to elect Dean Bruha as Acting President of Council. Roll call vote: Fortune yes, Neal yes, Bruha abstain, Good yes. Motion carried.

Council Assignments: A motion was made by Bruha and seconded by Fortune to keep the Council assignments the same as they currently are. Roll call vote: Bruha yes, Fortune yes, Good yes, Neal yes. Motion carried.

Appointments: Chief of Police – A motion was made by Neal and seconded by Bruha to approve the Mayor’s recommendation to appoint Forrest Siebken as the Chief of Police. Roll call vote: Neal yes, Bruha yes, Good yes, Fortune yes. Motion carried.

City Clerk/Treasurer – A motion was made by Bruha and seconded by Good to approve the Mayor’s recommendation to appoint Jeanne Hoggins as

City Clerk/Treasurer. Roll call vote: Bruha yes, Good yes, Fortune yes, Neal yes. Motion carried.

Continuation Order, 2nd Semester, Webermeier Scholarships: A motion was made by Neal and seconded by Good to approve 25 scholars at \$413.00 each totaling \$10,325.00. Roll call vote: Neal yes, Good yes, Bruha yes, Fortune yes. Motion carried.

Award Bid-Fire Dept. Equipment: Travis Yeackley presented information regarding the Q.R.T. (Quick Response Truck). Two bids were submitted and after Yeackley reviewed both bids he noted that the bid from Ed M Feld, a Toyne vehicle, had bid a standard truck that did not meet all the specs. The bid from MVP, a Pierce truck, met all the specs and noted a few deductions, which after considering these brought the price of the truck down from \$193,968.00 to \$191,568.00. Delivery date was established to be 270-300 working days or approximately 8 months. Yeackley has copies of all warranties provided. A recommendation was made to accept the bid for the QRT from MVP at a cost of \$191,568.00. Before a motion was made regarding the QRT vehicle the Council asked to hear information about the tanker. John Melena informed the Council about the two bids received for the 3000 gallon tanker. MVP bid a Pierce truck meeting all specs in the amount of \$163,239.00 and Ed M Feld bid a Toyne truck meeting all specs in the amount of \$139,198.00. John recommended accepting the low bid from Ed M. Feld as the truck met all specs and meets all current NFPA standards. Discussion was held regarding the additional funding that would come directly from the Fire Dept. due to totals exceeding the bond authority amount with administrative costs included. (Financial sheet attached to these minutes.) A motion was made by Fortune and seconded by Bruha to award the bids recommended by the Fire Dept.: QRT – MVP in the amount of \$191,568.00 and Tanker – Ed M Feld in the amount of \$139,198.00 subject to approval of bond council. Roll call vote: Fortune yes, Bruha yes, Good yes, Neal yes. Motion carried. Fire Chief John Melena thanked the Council for all their support throughout this process.

Reappointments: Civil Defense Director – A motion was made by Fortune and seconded by Neal to approve the Mayor’s recommendation to reappoint Wayne Stohlman as the Civil Defense Director. Roll call vote: Fortune yes, Neal yes, Bruha yes, Good yes. Motion carried.

Assistant Civil Defense Director – A motion was made by Fortune and seconded by Bruha to approve the Mayor’s recommendation to reappoint Brent Schweitzer as the Assistant Civil Defense Director. Roll call vote: Fortune yes, Bruha yes, Good yes, Neal yes. Motion carried.

Housing Authority – A motion was made by Bruha and seconded by Neal to approve the Mayor’s recommendation to reappoint Larry Lindquist to the

Housing Authority for a term of 5 years. Roll call vote: Bruha yes, Neal yes, Good yes, Fortune yes. Motion carried.

Hire Recreation Director: A motion was made by Neal and seconded by Bruha to approve hiring Todd LaVelle as the new Recreation Director at a salary of \$12,000.00 for the months March thru September. Roll call vote: Neal yes, Bruha yes, Fortune yes, Good yes. Motion carried. Responsibilities include Pool, summer ball programs, concession stand and football.

Uptown Park Restrooms - Frey reported while winterizing the restroom facility in the Uptown Park they noticed the west wall and floor had cracked and a section of the wall is separating from the existing building. This is a very dangerous situation as children play in this area a lot. The weight of the ceiling (a concrete slab) has put additional weight on the structure for years. An inspection of the City's restroom facilities was ordered by Mayor Plessel last spring after an incident in Crete, NE occurred and a little girl was killed. Frey noted the crack wasn't near this bad this spring. Discussion was held by the City Council as to which restroom facility should take precedence as plans were being drawn to add new restrooms to the building at Welch Park. The Council decided that the money budgeted for the facility at Welch Park should be used for the restroom facility in the Uptown Park as this restroom is potentially dangerous. Additional discussion was held regarding the cost of a new structure. A motion was made by Bruha and seconded by Good to demolish the restroom facility in the Uptown Park pending the cost of hauling and removal of the debris. Roll call vote: Bruha yes, Good yes, Fortune yes, Neal yes. Motion carried.

Request name change of Building Inspector: A motion was made by Good and seconded by Fortune to allow the title of Building Inspector and Building Official to be interchangeable or one in the same. Roll call vote: Good yes, Fortune yes, Bruha yes, Neal yes. Motion carried.

A motion was made by Fortune and seconded by Bruha to amend the agenda to include Executive Session – Personnel. Roll call vote: Fortune yes, Bruha yes, Good yes, Neal yes. Motion carried.

Executive Session – Personnel:

A motion was made by Bruha and seconded by Good to go into Executive Session. Roll call vote: Bruha yes, Good yes, Fortune yes, Neal yes. Motion carried and Council adjourned from regular session at 8:42 pm. A motion was made by Bruha and seconded by Fortune to return to regular session. Roll call vote: Bruha yes, Fortune yes, Good yes, Neal yes. Motion carried and Council returned to regular session at 8:58 pm.

ADJOURNMENT: A motion was made by Fortune and seconded by Neal to adjourn the meeting. Roll call vote: Fortune yes, Neal yes, Bruha yes, Good yes. Motion carried and meeting adjourned at 8:58 pm.

Jeanne Hoggins, City Clerk

J. Elaine Plessel, Mayor

CERTIFICATION

I, the undersigned, City Clerk of the City of Milford, Nebraska, hereby certify that the foregoing is a true and correct copy of proceedings had and done by the Mayor and Council of December 7, 2004 that all of the subjects included in the foregoing proceedings were contained in the agenda for the meeting, kept continually current and readily available for public inspection at the office of the City Clerk; that such subjects were contained in said agenda for at least twenty-four hours prior to said meeting; that at least one copy of all reproducible material discussed at the meeting was available at the meeting for examination and copying by members of the public; that the said minutes from which the foregoing proceedings have been extracted were in written form and available for public inspection within ten working days and prior to the next convened meeting of said body; that all news media requesting notification concerning meetings of said body were provided advance notification of the time and place of said meeting and the subjects to be discussed at said meeting.

(SEAL)

Jeanne Hoggins, City Clerk