

CITY OF MILFORD
REGULAR MEETING
FEBRUARY 1, 2000
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 1ST day of February, 2000 at 7:30 P.M. Present were: Mayor Dean Bruha; Councilmembers Dorothy Bockoven, Scott Burroughs, Gary Cooper, Rick Fortune; Attorney Robert Blevens; City Clerk Jeanne Hoggins. Also present: Robert Boshart, Terry Buchli, Don Yeackley, John Melena, Stan Geertz, Bob Smejkal, Chief of Police Forrest Siebken.

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 Bruha called the meeting to order at 7:30 P.M.

MINUTES: A motion was made by Fortune and seconded by Burroughs to approve the minutes of the January 4, 2000 meeting. Roll call vote: Fortune yes, Burroughs yes, Bockoven yes, Cooper yes. Motion carried.

PAYMENT OF BILLS: A motion was made by Bockoven and seconded by Cooper that the following bills, approved by the Auditing Committee be approved for payment. Roll call vote: Bockoven yes, Cooper yes, Burroughs yes, Fortune yes. Motion carried.

SALARIES:

30512	Mark Frey	972.60
30513	Joyce Elaine Plessel	802.96
30514	Forrest K. Siebken	946.86
30515	Mavis Lynn Ferris	24.98
30516	Jeanne M. Hoggins	807.19
30517	Gary Lee TeSelle	585.84
30518	Scott Dean Fosler	861.71
30519	Robert L. Hull	640.24
30520	Beverly J. Wehrs	341.03
30521	Edna A. Riedl	334.59

30522	David R. Dahle	644.24
30523	Amanda L. Lambe	126.39
30524	Louis J. Bialas	636.73
30525	Pamela J. Slama	256.75
30526	Robert S. DeCoste	621.59
30527	Arlene F. Sieck	500.41
30528	Lucy B. Honig	204.03
30530	Mark Frey	987.68
30531	Joyce Elaine Plessel	802.96
30532	Forrest K. Siebken	946.86
30533	Mavis Lynn Ferris	74.90
30534	Jeanne M. Hoggins	807.19
30535	Gary Lee TeSelle	706.55
30536	Scott Dean Fosler	800.54
30537	Robert L. Hull	651.41
30538	Beverly J. Wehrs	353.66
30539	Edna A. Riedl	292.69
30540	David R. Dahle	669.46
30541	Amanda L. Lambe	126.39
30542	Louis J. Bialas	640.25
30543	Pamela J. Slama	258.43
30544	Robert S. DeCoste	640.51
30545	Arlene F. Sieck	500.41
30546	Lucy B. Honig	216.50
30547	Gary W. Cooper	138.52
30548	Roger L. Kness	150.85
30549	Ricky Gene Fortune	138.52
30550	Dean Alan Bruha	184.70
30551	Dorothy J. Bockoven	138.52
30552	Scott C. Burroughs	138.52
GENERAL FUND:		
30480	U.S. Postmaster – Utility Billing Postage	113.64
30481	Alltel – Service through 12/99	595.01
30482	Butch’s Welding & Repair – Angles, Bolts, Labor	47.42
30483	Culligan Water Conditioning – Salt & Rental	43.50
30484	Dorchester Farmers Coop/Gas – Gloves, Gas, Diesel	738.81
30485	Eakes Office Plus Inc. – Copies on Copier, Paper	165.48
30486	Ehlers TV – 3 KNB-12A Battery St Bid	208.60
30487	The Garbage Co, Inc. – Garbage Service for Dec	82.75
30488	Gene’s Electric – Heater for Lab Room, Labor	420.35

30489	Great Plains-One Call Service – Locate Request	4.00
30490	Heyen Tax & Accounting Inc – 1096, 1099's W-3	2.45
30491	HIS at Milford – 467 Dinners for December	1482.00
30492	League of NE Municipalities – Wastewater Conf.	100.00
30493	Milford Mini Mart – Batteries	12.87
30494	Milford Times – Notices, Proc, Ad-Christmas, Econ	543.89
30495	Milford Volunteer Fire Dept – CPR for 5	100.00
30496	NE Dept of Revenue – Sales Tax for December	1253.47
30497	NE Dept of Revenue – State W/H for December	673.24
30498	NE Motor Parts – Switches, Mark Lamps, Clamps	258.04
30499	NE Public Power District – Service through 12/99	3481.37
30500	Omaha Wholesale Warehouse – Lock set for File	22.21
30501	Peoples Natural Gas – Service through 12/99	855.59
30502	Elaine Plessel – Insurance	124.10
30503	Roxanne Roth – Cleaning Fire Hall & Library	160.00
30504	Salem Oil Co – Drum Oil	203.50
30505	Schlegel's Groceries – Groceries & Milk	56.56
30506	Seward County Rural Public Power – Wells 4 & 5	380.64
30507	Subway Motors – Labor, Cap, Shop Materials	266.37
30508	Troyer Concrete–Curb Cuts-Larry Meyer, Fairway	4516.25
30509	Uniservice, Inc. – Pants & Rags	83.60
30510	Wal-Mart Store #885 – Calculator, Index Cards, etc	137.80
30511	Justin Powers – Water & Sewer Refund	23.33
30529	Ameritas Life Insurance Corp – Retirement	1153.34
30553	AT & T - Long Distance Service	12.43
30554	Ameritas Life Insurance – Retirement	1153.34
30555	AllTel – Cellular	18.58
30556	Barco Municipal Products – Off-Road Equip Chain	1185.58
30557	Best Buy Co – HP Laserjet Printer,Mini Solar Desktop	409.98
30558	Dale F. Bruha – Mileage, salary, telephone, Inf Fee	881.86
30559	Central States Lab – Knockout	204.05
30560	Century Labs, Inc. – 4 Brooms & Handles	123.60
30561	City of Milford – Petty Cash	58.87
30562	Consumer Reports – 2 year subscription	42.00
30563	Country Home Magazine – 2 year subscription	34.97
30564	Credit Bureau of Lincoln – Monthly minimum	10.00
30565	Crafts 'N Things – 1 year subscription	29.97
30566	Don's Pioneer Uniforms – Shirts, Pants, Ties	250.60
30567	Eakes Office Plus – Fax Paper, PO's, Labels	185.65
30568	Ed M. Feld Equip Co – SCBA Bottle Hydrotest	240.35

30569	Emergency Medical Prod – Disp Suct,Canister,Tubin	142.15
30570	Gall's Inc. – Uniform Coat (XL)	159.98
30571	Heartsong Presents – 4 Books	9.97
30572	Hydraulic Equip Service – Labor on HiRanger,Carb	253.23
30573	Husker Illustrated – 1 year subscription	44.95
30574	Ingram Library Services – 22 Books	158.17
30575	Interstate Equip Inc – 026 Pro Stihl Chainsaw	301.81
30576	Johnson, Erickson, O'Brien – Services thru 2/8/00	229.65
30577	KAPCO – Office Supplies	52.53
30578	Lang Equipment Company – 600 Rocker Glides	90.00
30579	The Library Store – Office supplies	39.95
30580	Lynn Peavey Company – 2 Alcohol Kits	7.98
30581	Matt Friend Truck Equip – Snow Deflector	106.34
30582	Midwest Library Sales – 5 Books	74.90
30583	Milford Plumbing Co – Repair Bathroom Stool	24.89
30584	Milford School Dist #5 – Fines collected	130.00
30585	Milford Supermarket – Groceries, Paper product	13.72
30586	Moore North America Inc – Fire Arm Applications	36.32
30587	Mountain Press & Publishing Co – 8 Books	221.00
30588	Mutual of Omaha Companies – Disability	109.23
30589	Mutual of Omaha Companies – Group Insurance	3180.06
30590	Nebraska Machinery Co – 7' Edge for Road Grader	337.81
30591	NE Dept of Revenue – State W/H for Jan '00	1067.24
30592	NE Rural Water Assoc – Meeting @ Fire Station	60.00
30593	Newman Traffic Signs – 21 Traffic signs	344.55
30594	NE Supreme Court Publications – 2 Books	57.50
30595	Nebraska Truck Center – Winter Front, Bug Screen	76.28
30596	Nogg Chemical & Paper Co – 2 Shinline Cleaner	13.00
30597	Office Depot, Inc – Hoggins name plate	10.99
30598	Ollis Book Corporation – 22 Books	329.34
30599	Pegler-Sysco Food Svcs – Trash liners, white napkins	62.10
30600	Pizza Kitchen – 35 dinners @ 3.50	122.50
30601	Police Officers' Assoc of NE – Membership	10.00
30602	Police Chiefs Assoc of NE–Membership & Initial Fee	55.00
30603	Prentice Hall Direct – Hands-On Phonics	34.90
30604	Quick Cooking – 2 year subscription	22.99
30605	Readers Digest Planners – Planners & Daily Calendars	23.91
30606	Edna Riedl – Mileage to CASTL Mtg, 5 Books	106.70
30607	Reiman Publications – 2 year subscription	24.98
30608	Romantic Homes – 2 year subscription	34.95

30609	Roxanne Roth – Cleaning Fire Hall & Library	215.00
30610	Sack Lumber Co – 2 x 4 Floor Joist	2.07
30611	Seward County Ford L/M Inc – Oil Change '98	20.95
30612	Share Corp – Floating Lft Dgr	488.50
30613	Pam Slama – Cleaning City Hall	100.00
30614	Today's Christian Woman – 2 year subscription	29.95
30615	The Trophy Shop – Engraving – Plates	11.87
30616	Utility Equipment Co – 4" Dimj 90 elbow	255.31
30617	Victoria – 1 year subscription	12.00
30618	Richard L. Wilson – Investigative Services	125.00
30619	Zep Manufacturing Co – Sewer Aid	124.51
30620	Shane Paulsen – Water & Sewer Deposit Refund	50.00
30621	Douglas Shively – Water Deposit Refund	50.00
30622	Frank Steckly – Water Refund	7.86
30623	Julie Zitek - Webermeier Rent Refund	35.00

REPORTS OF OFFICERS, BOARDS AND COMMITTEES: Written reports received were Planning & Zoning minutes for 1/18/2000; Library Board Minutes for 11/18/99 and 1/20/00, Milford Vol. Fire Dept. Constitutions and By-laws.

Cooper – Tile flooring in the kitchen at the Fire Station has been laid. Cornhusker Tile will be back this week (2/1/00) to complete the grout process. Mark Frey has ordered and placed the chair glides at the Fire Station. S.C.C. has purchased ground west of the college (tax lot 55) and will be placing Scotch Pine trees along the property lines. Along the North property line the trees will be placed 25' back from the alley and 15' back on the west property line. The College plans to stay back far enough on the south property line for possibility of 8th Street continuance. Cooper also advised Council that on June 10, 2000 the HOBY Program will be at the College. Arrangements should be made with Mark Frey for activities needing volunteer help.

Burroughs – The Swimming Pool boiler has been installed and cost was under budgeted amount. Hopes to use the additional money to improve the locker areas. Sr. Center will be running an ad in the paper to attract different age ranges for their lunch meal. Burroughs also stated that he had applied for Federal Grant money to help finance the lights for the ball fields.

COMMUNICATIONS: Sales tax received for the month of November 1999 was \$9,137.81.

A letter was received on 2/1/00 from Christopher Johnson with Kirkham Michael regarding application for funding a Floodplain Mitigation Plan. The plan is a joint effort between Federal Emergency Management Agency

(FEMA) and Natural Resources Commission (NRC). Originally Council was informed that 100% of funding was available. Currently 75% is funded by FEMA and 25% by the community. NRC representatives have noted that 100% of funding is currently available for mitigation plans. If 100% of funding is not available the City does not need to proceed with plan. Preliminary approval for grant application was given at the September 7, 1999 meeting. Council felt there was no problem with submitting the application.

A memorandum from the State of Nebraska, Dept. of Environmental Quality was noted regarding illegal disposal of construction and demolition waste. The suggested news release by the State of NE will be presented to the Milford Times for publication.

Jim Hansen with Argonne National Laboratory would like to give a Briefing at the March meeting on the Final Phase I Report and Phase II Work Plan with reference to ground water contamination. Fortune and Burroughs noted the importance of informing the community and commented in favor of having Mr. Hansen present at the March meeting.

Mayor Bruha noted that the SEWCOG meeting was well attended and items of discussion were: Water Quality, Housing and Revenue Sources. Fortune noted that no decisions were being made, just discussion and public input on the matters. The next SEWCOG meeting is scheduled for Tuesday, March 28, 2000 from 7:00 P.M. to 9:00 P.M. at the Seward Civic Center.

Bruha also noted that \$215,000 had been received by the Seward County Housing Authority for County wide use.

PUBLIC HEARING: One & Six Year Plan – Mayor Bruha declared the Public Hearing open at 7:45 p.m. Attorney Robert Blevens read the Six Year Financing Report. (Copy attached) Mayor Bruha welcomed comments from the public and there being none, he closed the Public Hearing at 7:47 p.m.

PUBLIC HEARING: Proposed Gas Rate Ordinance – Mayor Bruha declared the Public Hearing open at 7:48 p.m. Mayor Bruha informed all present of the past, proposed and final costs for Natural Gas rate increase. Mayor Bruha welcomed comments from the public and there being none, he closed the Public Hearing at 7:49 p.m.

NEW BUSINESS: Introduction and Adoption of Resolution to Adopt One & Six Year Plan.

RESOLUTION #358

The following resolution was introduced by Fortune, who moved its adoption, seconded by Bockoven,

“WHEREAS, the City Street Superintendent has prepared and presented a One Year and Six Year Plan for Street Improvement Program for the City of Milford, Nebraska, and

WHEREAS, a public meeting was held on the 1st day of February, 2000, to present this plan and there were no objections to said plan;

THEREFORE, BE IT RESOLVED BY THE Mayor and City Council of Milford, Nebraska, that the plans and data as furnished are hereby in all things accepted and adopted.”

Upon roll call vote as follows: Fortune yes, Bockoven yes, Burroughs yes, Cooper yes. Motion carried.

Mayor

Attest: _____

City Clerk

Introduction and Adoption of Ordinance: Proposed Natural Gas Rate – Cooper introduced the following ordinance and waived reading 3 times, seconded by Burroughs:

ORDINANCE NO. 700

AN ORDINANCE OF MILFORD, NEBRASKA, ESTABLISHING CLASSES AND RATES TO BE CHARGED FOR NATURAL GAS SERVICE WITHIN MILFORD, NEBRASKA; REPEALING RATE ORDINANCE NO. 659; AND PROVIDING FOR AN EFFECTIVE DATE.

COMMUNICATIONS: Mayor Bruha noted he inadvertently skipped over Chief of Police Forrest Siebken. Council was presented with the Officer Activity Report for January 2000. (See attached copy) Siebken also reported on E911 Agency Board trying to come up with a formula to determine cost for Communication Center operations and a Law Enforcement Block grant in the amount of \$1,016.65 was received from the NE Crime Commission.

Authorize Mayor’s Signature – State Street Improvement Project: A copy of the contract document was sent to Attorney Blevens for review. A motion was made by Cooper and seconded by Fortune to authorize Mayor Bruha to sign contract with M.E. Collins for State Street Improvement Project. Roll call vote: Cooper yes, Fortune yes, Bockoven yes, Burroughs yes. Motion carried.

Appointments: A motion was made by Bockoven and seconded by Cooper to appoint Pay Shy to the Webermeier Scholarship Committee. Term of position will remain filled until resignation of individual. Roll call vote: Bockoven yes, Cooper yes, Burroughs yes, Fortune yes. Motion carried.

A motion was made by Bockoven and seconded by Burroughs to appoint Samantha Anderson to the Webermeier Scholarship Committee as a temporary position to replace Krista Braunsroth for 1 year. Roll call vote: Bockoven yes, Burroughs yes, Cooper yes, Fortune yes. Motion carried.

Mayor Bruha appointed Gary Cooper as the Acting President of the Council. Roll call vote: Bockoven yes, Fortune yes, Burroughs yes, Cooper abstain. Motion carried.

Siren Repair: Cooper informed Council of letter received from Seward County Civil Defense Director, Bud Erickson concerning the condition of the sirens in Milford. Erickson noted that one of the sirens warranted replacement. Civil Defense Director Robert Boshart felt the siren in question was adequate other than it did not have a battery backup. Bockoven concerned with liability if both sirens did not have battery backups. The cost to replace the siren estimated by Erickson is \$14,000 to \$16,000. NPPD's cost to set a Class 2 40' pole is \$372.00. Grant funding is available through SENDD. Bockoven requested a 2nd opinion. Bruha mentioned checking with the State to see where we stand. FEMA may have matching funds to purchase a new siren. Consensus to check with the State on their requirements.

State Street Improvements – Landscape: An Arboretum Team with S.C.C. applied for a \$20,000 grant for landscape improvements on the State Street Project. They were turned down with \$650,000 requested by 61 applicants and \$315,000 available in grant money. The College is still hoping to receive some grant money. Discussion was held regarding use of City budgeted money to help with the landscape project. Possibly a 50 – 50 agreement with the Cities portion an estimated \$10,000. Fortune felt some money had already been budgeted for this project. The use of shrubbery will hopefully encourage students to use the crosswalks.

Approval to go out for bids – Ball field Lights: Burroughs asked Council for permission to bid lights for 2 ball fields at Welch Park. He proposed bidding for both fields but would do the work in 2 phases to accommodate the budget. Burroughs noted that he had already applied for grant funding but the deadline on the application wasn't until 2/15/00. The estimated cost was between \$27,000 and \$30,000. Council advised Burroughs that any project over \$20,000 would need an engineer. Burroughs will check further into this situation.

EXECUTIVE SESSION – Litigation: A motion was made by Fortune and seconded by Burroughs to go into Executive Session. Roll call vote: Fortune yes, Burroughs yes, Bockoven yes, Cooper yes. Motion carried and Council adjourned from regular session at 8:20 p.m.

A motion was made by Bockoven and seconded by Cooper to return to Regular Session. Roll call vote: Bockoven yes, Cooper yes, Burroughs yes, Fortune yes. Motion carried and Council returned to regular session at 9:12 p.m.

ADJOURNMENT: A motion was made by Bockoven and seconded by Fortune to adjourn the meeting. Roll call vote: Bockoven yes, Fortune yes, Burroughs yes, Cooper yes. Motion carried and meeting adjourned at 9:14 p.m.

City Clerk

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 on February 1, 2000 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