

CITY OF MILFORD
REGULAR MEETING
FEBRUARY 6, 2001
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 6th day of February 2001 at 7:30 P.M. Present were: Mayor Elaine Plessel; Council members: Scott Burroughs, Gary Cooper, Lyle Neal; Attorney Robert Blevens; City Clerk Jeanne Hoggins. Absent: Rick Fortune. Also present: David Bledsoe, Dave Montag, Harry & Dorthea Bachman, Ron Eberspacher, Gleason Grimes, Dean Bruha, Donna Havener, Larry Heyen, John & Patricia Imig, Building Inspector Roger Kness, Maintenance Supt. Mark Frey and 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 Plessel called the meeting to order.

MINUTES: A motion was made by Burroughs and seconded by Neal to approve the minutes of the January 2, 2001 meeting. Roll call vote: Burroughs yes, Neal yes, Cooper yes. Motion carried.

PAYMENT OF BILLS: A motion was made by Cooper and seconded by Neal that the following bills in the amount of \$81,120.11 approved by the Auditing Committee be approved for payment. Roll call vote: Cooper yes, Neal yes, Burroughs yes. Motion carried.

SALARIES:

32416	Mark Frey	1014.28
32417	Forrest K. Siebken	982.16
32418	Mavis Lynn Ferris	26.16
32419	Jeanne M. Hoggins	837.01
32420	Gary Lee TeSelle	659.23
32421	Scott Dean Fosler	877.24
32422	Robert L. Hull	729.78
32423	Beverly J. Wehrs	368.82

32424	Edna A. Riedl	276.79
32425	David R. Dahle	703.37
32426	Louis J. Bialas	690.93
32427	Pamela J. Slama	229.57
32428	Arlene F. Sieck	509.53
32429	Lucy B. Honig	224.83
32430	Chad A. Craghead	737.86
32431	Andrea K. Henrichson	108.60
32476	Mark Frey	1024.36
32477	Forrest K. Siebken	982.16
32478	Mavis Lynn Ferris	23.78
32479	Jeanne M. Hoggins	837.01
32480	Gary Lee TeSelle	844.06
32481	Scott Dean Fosler	820.25
32482	Robert L. Hull	627.57
32483	Beverly J. Wehrs	387.87
32484	Edna A. Riedl	267.24
32485	David R. Dahle	769.31
32486	Louis J. Bialas	730.69
32487	Pamela J. Slama	228.11
32488	Arlene F. Sieck	509.53
32489	Lucy B. Honig	245.07
32490	Chad A. Craghead	652.28
32491	Andrea K. Henrichson	134.46
32493	Gary W. Cooper	138.52
32494	Roger L. Kness	150.85
32495	Joyce Elaine Plessel	184.70
32496	Ricky Gene Fortune	138.52
32497	Scott C. Burroughs	138.52
32498	Emerson L. Neal	138.52
GENERAL FUND:		
32415	U.S. Postmaster – Utility Billing Postage	116.32
32432	American Legal Publications – Supplement Pages	218.00
32433	Ameritas Life Insurance Corp – Retirement	1091.23
32434	Alltel – Service for December	760.37
32435	Alltel – Cellular Phone	42.59
32436	Bob’s Service – Brooms, Tables, Cabinet, Batteries	1333.23
32437	Butch’s Welding & Repair – Screws, Labor / Svc Call	65.64
32438	Culligan Water Conditioning – Soft Water	17.00
32439	Dorchester Farmers Coop – Kerosene	11.25

32440	Dorchester Farmers Coop–Gas / Diesel, Tire Repair	1071.22
32441	Eakes Office Plus – ½ Service Contract	35.31
32442	The Garbage Company – Dumpster, Svc for Dec	135.50
32443	Gene’s Electric–Box Recpt, Heater, Labor/Well Hse	530.35
32444	Great Plains-One Call – Locate, Emergency, Surcharge	6.73
32445	Heyen Tax & Accounting – Blank 1099 Forms	1.40
32446	Interstate Equip Inc – JD Fiberglass Canopy	848.00
32447	League of NE Municip – ’01 Midwinter Conf-Plessel	130.00
32448	Milford Chamber of Commerce – Renewal Dues	75.00
32449	The Milford Times–Mtg Notices, Minutes, Ordinance	385.48
32450	Milford Vol Fire Dept – Smoke Eater Subscription	162.00
32451	MOCIC – Annual Membership	100.00
32452	NE Machinery Co – Bits, Cutting Edge, Nuts, Bolts	749.49
32453	NE Dept of Revenue – Sales Tax for December	1163.59
32454	NE Dept of Revenue – Quarterly W/H	628.23
32455	NE Health Laboratory – Nitrate, Coliform Tests	60.75
32456	NE Motor Parts Co – Parts, Wiper Blades, Switch	140.58
32457	NE Public Power District – Service for December	3736.91
32458	O’Keefe Elevator Co – Svc Call, Repair Elev	1386.50
32459	Pegler-Sysco Food Services Co – Latex Gloves	56.60
32460	Peoples Natural Gas – Service for December	1534.89
32461	Pizza Kitchen – 40 Dinners @ \$3.50	140.00
32462	Roxanne Roth – Clean Fire Hall & Library	215.00
32463	Mrs. Wayne Roth – 2 Sheet Cakes	25.00
32464	Schlegel’s Groceries – Dog Food, Scratchers, Groc	43.25
32465	Seward Co Independent – Ball Lights Ad	16.99
32466	Seward Co Rural Public Power – Wells 4 & 5	408.26
32467	Pam Slama – Clean City Hall	100.00
32468	Subway Motors Co – New Battery & Terminal	88.63
32469	Sunrise Country Manor – 299 Meals for December	897.00
32470	Michael Fink – Water & Sewer Deposit Refund	20.84
32471	Jeremy Looock – Water & Sewer Deposit Refund	33.18
32472	Dave Rosso – Water & Sewer Deposit Refund	50.00
32473	Brett Stuehmer – Water & Sewer Deposit Refund	50.00
32474	Tim & Karen Zona – Water & Sewer Deposit Refund	30.38
32475	Mutual of Omaha Companies – Group Insurance	5040.71
32492	Ameritas Life Insurance Corp – Retirement	1091.23
32499	Alltel – Mobile Phone	20.19
32500	Alltel – Long Distance Service	6.66
32501	Audio Editions – 10 Cassettes & 3 Tapes	388.29

32502	Best Buy Co., Inc. – Surge Protector	39.99
32503	Blevens Law Office – Legal Services for January	350.00
32504	Scott Burroughs – EMT Refresher/Scott & Don	184.19
32505	Bound to Stay Bound Books – 2 Books	15.86
32506	Centaur Enterprises, Inc.–Industrial Roll, Tape, Clips	173.56
32507	City of Milford – Petty Cash, Postage, Office Supplies	98.32
32508	Christian Book Distributors – 11 Books	85.85
32509	Chief Supply Corporation – Film, Latex Gloves	143.47
32510	Quality Stores, Inc. – Rubber Weather, Socket	65.76
32511	Credit Bureau of Lincoln – 1 year membership	175.00
32512	D & D Communications – Antenna	34.75
32513	Eakes Office Plus – Copies through Copier	139.59
32514	EDM Equipment Co – Main Broom Ref, Seg Set	357.00
32515	First Source – Property Reports	325.30
32516	Mark Frey – Mileage to Jury Duty	7.44
32517	Heartsong Presents – 4 Books	9.97
32518	Hershberger & Troyer Ins – Boom Truck add, Mower	121.00
32519	Holiday Inn-Kearney – Meetings (Sewer)	76.10
32520	Ingram Library Services – 38 Books	194.38
32521	Marvin E Jewell & Co – Audit Srvcs/Yearend 2000	4050.00
32522	Kayton Electric Inc – Flashing Lights/State Street	5446.00
32523	Kirkham Michael–Flood Mit, Wrk @ A & Pk Ave	1637.00
32524	Lehr Floors & Decorating – Blinds for City Hall	217.85
32525	Lincoln Winlectric Co – 12 AA Batteries	5.52
32526	MARC – Floor Cleaner	200.53
32527	Menard’s – Floor Mats	68.97
32528	Milford School Dist #5 – Fines/Jan, Tobacco Lic.	220.00
32529	Milford Vol Fire Dept – Stan Geertz/NEMPA Conf.	115.00
32530	Mutual of Omaha Companies – Disability Insurance	109.23
32531	NE Library Association – Member Dues/Lucy, Edna	45.00
32532	NE Dept of Revenue – State W/H for January	930.93
32533	NE Health Laboratory – Coliform Tests	131.50
32534	Newman Traffic Signs – ISO Bracket, Signs	770.40
32535	Office Depot – Office Supplies	104.49
32536	Olsson Associates – State Street Project	5328.67
32537	Omaha Life Insurance Co – Life Insurance	60.20
32538	OMB Police Supply – 3 Red Traffic Wands	24.00
32539	Powerplan – Flasher, Wipers	52.64
32540	Proclean – Clean Carpet & Drapes/Comm Room	181.25
32541	Quill Corporation – Office Supplies	43.90

32542	Rediger Chevrolet – New 1 Ton Dump Truck	29900.00
32543	Regent Book Co., Inc. – 1 Book	16.74
32544	Edna Riedl – 108 Miles to CASTL Meeting	33.48
32545	Roxanne Roth – Clean Fire Hall & Library	160.00
32546	Sack Lumber Co – Treated Lumber	76.50
32547	Servi-Tech Inc – Wastewater Analysis Package	44.00
32548	Seward Co Mutual Aid – Dues for 2000-2001	50.00
32549	Social Studies Catalog – 5 Books	106.78
32550	The Trophy Shop–Engrvd Plates/Morefield, Minchow	9.03
32551	Monty Troyer – Volleyball League Director	800.00
32552	Ulverscroft Large Print – 4 Books	71.96
32553	Union Bank – Gary TeSelle Account	250.00
32554	Uniservice, Inc – Pants & Rags for 2 Months	232.79
32555	United States Postal Service – Postage for Meter	260.61
32556	Utility Equip Co – Brass Ell, Repair Clamp, Saddle	858.18
32557	Victoria – 2 Year Subscription	29.97
32558	Viking Office Products – New Fax Machine	251.46
32559	WalMart – Office/Cleaning Supplies, Paint, Gloss	265.27
32560	Woman’s Day – 2 Year Subscription	35.94
32561	Jordan Braun – Water & Sewer Deposit Refund	50.00
32562	Gerry Dunlap – Water & Sewer Refund	18.02

REPORTS OF OFFICERS, BOARDS AND COMMITTEES: Written reports received were Housing Authority minutes for January 8, 2001; Milford Aging Services Commission minutes for January 24, 2001; Library Board Minutes for January 18, 2001; Police Dept. Activity Report for January 2001. Neal – Economic Development Committee has made an agreement with Bob Redler and Jenny Backes to maintain the Community Web Page. Redler will supply the technical support and Backes will supply the artistic and graphic design support. Dean Bruha has been appointed as the director to “bird dog” for potential businesses that may be interested in coming to Milford. Burroughs – S.C.C. has been working on a signpost to house a directory and map of the cemetery. Estimated cost is \$450.00. Plans are being made to place the sign out at Blue Mound Cemetery this spring. Burroughs received a letter complimenting the City for their time and resources involved in flooding the tennis court in the uptown park and allowing it to become an ice skating rink. Burroughs wanted to thank the maintenance dept. and the members of the community that made this possible. Cooper - Installation of the flashing lights for the State Street

Project have been completed. The new dump truck has been received. The new police car is in service. Cooper received a phone call from a concerned citizen regarding snow removal on the sidewalks after a snowfall. The police dept., at the Mayor's request, sent 5 letters to individuals of the community. Coop had also placed some railroad ties on the sidewalk east of their building, which Cooper noticed had been removed as of today.

COMMUNICATIONS: Chief Siebken referred to the Police Activity Report for January 2001, which was presented to the Council. 891 "on view" calls and 48 S.C.C. related calls were received. Total calls for January-1225. Milford Police Dept. has become a recipient of a block grant from the Crime Commission in the amount of \$1,059.00 the Milford Dept. will need to match \$117.00. The funds will be used to purchase a digital video camera, which will take both video and still pictures. Two officers received 8 hours of training in a class called Spontaneous Knife Defense. E 911 Agency Board is considering the Milford Fire Station as an alternate site for communications in case of a disaster in the City of Seward. Dispatchers would come to Milford and dispatch for law enforcement and other emergency services. Additional phone lines would be placed and maintained in the building at the Agency's cost. Currently looking for a tower site, as all frequencies need to be removed from the KOLN Tower. They have until December 2001 to have all channels off the tower.

Mayor Plessel *A letter received from the Safety Committee at S.C.C. expressing their appreciation of the cooperation and support of the City of Milford on the safety issues at the campus. The flashing pedestrian lights were an important item for the safety of the students. *Dean Rhoads has resigned as a member of the Housing Authority effective 2/5/01. *State of NE has increased the standard mileage rate to 34.5 cents per mile. The City of Milford is currently at .31 per mile. *Sales tax received for the month of November 2000 was \$9,814.91. Cooper – Chris Johnson is no longer with Kirkham Michael and they have assigned Matt Krajewski to the "A" Street Drainage project.

PUBLIC HEARING: One & Six Year Plan: Mayor Plessel declared the public hearing open at 7:50 pm. Mayor Plessel noted that the material had been reviewed at the January meeting with Street Supt. Dennis Jeppson. (Copy attached to these minutes) Mayor Plessel welcomed comments from the public and asked the Council members if they had any questions or comments. There being none, Mayor Plessel closed the public hearing at 7:51 pm.

UNFINISHED BUSINESS:

Introduction and Adoption of Ordinance: Vacate alley, between 3rd & 4th St. and west of “F” St. The School Dist. has asked the City to vacate this alley as they would like to use this area for additional parking. Council member Burroughs introduced the following Ordinance:

ORDINANCE NO. 712

AN ORDINANCE OF THE CITY OF MILFORD, NEBRASKA TO VACATE THE ALLEY LOCATED WEST OF “F” STREET, BETWEEN 3RD STREET AND 4TH STREET IN THE CITY OF MILFORD, NEBRASKA; TO RETAIN AN EASEMENT OVER AND ACROSS SAID ABANDONED ALLEY FOR LOCATION OF WATER, SEWER, ELECTRICAL, TELEPHONE, AND OTHER MUNICIPAL PURPOSES; TO PROVIDE THE MANNER FOR DETERMINATION OF DAMAGES BY CITIZENS OF THE CITY OR BY OWNERS OF PROPERTY THEREIN; REPEALING ALL ORDINANCES IN CONFLICT HERewith; AND PRESCRIBING THE TIME THIS ORDINANCE SHALL BE IN FORCE AND TAKE EFFECT. (See Ordinance Record)

Mayor Plessel asked the Council for approval to move the Water Tower agenda item down as they were waiting for Maint. Supt. Mark Frey to arrive. There were no objections.

Present “Plan of Action” – Nuisance Ordinance: Mayor Plessel noted that letters had been received from all 3 individuals involved. Mayor asked Council members if they had any questions or concerns regarding the proposals. Neal questioned the re-roofing issue of item #4 on John & Patricia Imig’s proposal, as to whether this fell within the concerns of the ordinance. Mrs. Harry Bachman informed the Council that they haven’t been living in Grover since August and asked what the City’s demands were. Ex Mayor Bruha informed the Bachman’s that there are limits as to the health and sanitation issues of a residential area. Regulations do not allow large quantities of certain items to be exposed outside. The Health Board, made up of the Mayor, President of Council, Chief of Police and a Medical Doctor, have observed each of these properties. Mayor Plessel suggested reviewing the progress in June and bringing the report to the July Council meeting. Chief Siebken offered to make monthly checks on the progress. David Bledsoe had some zoning questions and was told he could come to City Hall to review the Zoning Maps available in the back room. A motion was made by Burroughs and seconded by Cooper to have the Chief of Police make monthly checks, the Health Board make a thorough investigation in June to present the report at the July meeting and to approve the “Plans” with property clean-up to be completed by December 2001. Roll call vote: Burroughs yes, Cooper yes, Neal yes. Motion carried.

Mark Frey being present at this time, Mayor Plessel went back to the Water Tower Item.

Water Tower Repair – Approve Bidding & Construction Phase: Dave Montag with Olsson Associates reviewed the short term and long term proposals. He recommended the long-term option of sand blasting both the interior and exterior walls and painting. The estimated cost of the project is \$43,000 -\$60,000. Safety features discussed were: Installation of a safety rail and addition of a 24-inch man way to the lower sheet of the center riser. Safety features, which were deleted, were the upgrading the tank balcony and ladder system. Attorney Blevens asked if these could be bid as an alternate. A motion was made by Cooper and seconded by Burroughs to approve Olsson Associates Proposal for Bidding and Construction Phases with the additional safety features as an alternate. Roll call vote: Cooper yes, Burroughs yes, Neal yes. Motion carried.

Authorize Final Payment-Engineering Service for State Street Project, Olsson Assoc.: Cooper reviewed with the Council the changes made on the final bill. Original cost of \$19,398.40 with a deduction of \$14,069.73 due to some inflated costs in overseeing the project and some damage to conduit. A motion was made by Cooper and seconded by Neal to approve payment to Olsson Associates of invoice #45413, final bill for the State Street Project in the amount of \$5,328.67. Roll call vote: Cooper yes, Neal yes, Burroughs yes. Motion carried.

Authorize signature-Engineering Service for Valley View Lift Station, Olsson Assoc.: A motion was made by Cooper and seconded by Burroughs to authorize signature for engineering services and bid phase of Olsson Associates for the Valley View Lift Station Project. Roll call vote: Cooper yes, Burroughs yes, Neal yes. Motion carried.

NEW BUSINESS:

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

RESOLUTION NO. 373

The following resolution was introduced by Cooper, who moved its adoption, seconded by Neal,

“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 6th day of February, 2001, 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: Cooper yes, Neal yes, Burroughs yes.
Absent and not voting: Fortune

Mayor

Attest: _____

City Clerk

Lot Split – Dave Williams: After reviewing the survey record provided by Dave Williams the Council and Building Inspector, Roger Kness felt the plans had met all the requirements. A motion was made by Burroughs and seconded by Neal to approve the lot split presented by Dave Williams. Roll call vote: Burroughs yes, Neal yes, Cooper yes. Motion carried. (Copy attached to these minutes.)

Discussion where to place Mobile Recycling Bins: Mayor Plessel informed the Council that the Seward/Saline Co. Solid Waste Management Agency will be receiving 3 mobile recycling trailers to be used in Seward County and also the north end of Saline County. Milford will share a trailer with Goehner and Pleasant Dale. Mayor Plessel suggested placing the trailer out a Welch Park along the south fence line. Items to be collected are tin cans, glass, plastic and newspapers. Bruha suggested placing the trailer in the uptown City Park at the south end of the library parking lot. Plessel had received several comments from individuals that were opposed to placing the trailer in the uptown park. The city has the responsibility of taking the trailer to David City to be emptied and also delivering it to the next community on a scheduled basis. A motion was made by Neal and seconded by Burroughs to place the recycling trailer out at Welch Park along the south fence. Roll call vote: Neal yes, Burroughs yes, Cooper yes. Motion carried.

Appointment: Representative for Seward/Saline Co. Solid Waste Management Agency: Mayor Plessel noted that each community needs to make an appointment for a representative on the Seward/Saline Co. Solid Waste Management Agency Board. Plessel noted that in the past the Mayor’s position was the representative. A motion was made by Burroughs and seconded by Cooper to approve Mayor Plessel as the representative for the City of Milford for the Seward/Saline Co. Solid Waste Management Agency. Roll call vote: Burroughs yes, Cooper yes, Neal yes. Motion carried.

Approve Payment-Storm Sewer Replacement, Kirkham Michael: A motion was made by Cooper and seconded by Burroughs to approve the payment of invoice #44686 in the amount of \$301.00 to Kirkham Michael for the storm sewer project. Roll call vote: Cooper yes, Burroughs yes, Neal yes. Motion carried.

Design & Location of Welcome Sign-Kiwanis/Chamber of Commerce: Larry Heyen showed the Council a drawing of the welcome sign they would like to place at the intersection of 1st & Elm St. They have been working with S.C.C. on this project. Ron Eberspacher has agreed to voluntarily lay the brick. They are looking for someone to do the electrical work, as 2 spotlights will be placed in front of the sign to illuminate it at night. The two groups are asking for the Council's approval on the design and the location of the sign. They would like to place a similar sign on the west end of town at a later date. The two groups have received some donations for the project but are still working on the remainder of the funds to complete the project. A motion was made by Neal and seconded by Burroughs to approve the design and the location of 1st & Elm Streets for the new Welcome Sign. Roll call vote: Neal yes, Burroughs yes, Cooper yes. Motion carried.

Approve Payment-Flood Mitigation, Kirkham Michael: A motion was made by Cooper and seconded by Burroughs to approve the payment of invoice #44671 in the amount of \$1,336.00 to Kirkham Michael for the Flood Mitigation Study. Roll call vote: Cooper yes, Burroughs yes, Neal yes. Motion carried.

Interlocal Agreement with Seward County-Wastewater Treatment Systems: Attorney Blevens noted that this agreement would make the City of Milford responsible for collecting the fees and taking the responsibility if anything should go wrong with an inspection. He suggested to the Council to wait on signing this agreement.

Council moved on to the next agenda item.

Introduction and Adoption of Resolution – Use of 1st Class Postage Permit: Council member Neal introduced the following resolution, which was seconded by Cooper:

RESOLUTION NO. 374

BE IT RESOLVED BY THE MAYOR AND COUNCIL:

The Mayor and Council hereby find and determine it is in the public interest to permit the postage permit and bulk mailing permit of the municipality to be used by the following public interest organizations, namely: Milford School Foundation; Post Prom; and Alumni Association

and hereby authorize the use of said permits by such organizations upon the following terms and conditions:

- a. All postal charges shall be paid by each organization directly to the United States Post Office without any expense to the municipality.
- b. That said usage is not in violation of any rule or regulation of the United States Post Office.

This resolution shall remain in force and effect until further action by the municipality.

Upon roll call vote: Neal yes, Cooper yes, Burroughs yes.

Absent and not voting: Fortune

Passed and approved on February 6, 2001.

THE CITY OF MILFORD, NE

Mayor

Attest: _____
City Clerk

ADJOURNMENT: A motion was made by Burroughs and seconded by Neal to adjourn the meeting. Roll call vote: Burroughs yes, Neal yes, Cooper yes. Motion carried and meeting adjourned at 8:50 pm.

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 6, 2001 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