

CITY OF MILFORD  
REGULAR MEETING  
JULY 14, 1998  
MINUTES

A regular meeting of the Mayor and Council of the City of Milford, Nebraska was held at the Webermeier Bldg. in said City on the 14<sup>th</sup> day of July 1998 at 7:30 P.M. Present were: Mayor Dean Bruha; Councilmembers Dorothy Bockoven, Rick Fortune, Charles Rich, Steve Sauer; City Clerk J. Elaine Plessel, Attorney Robert Blevens

Notice of the meeting was given in advance thereof by publishing in the Milford Times; and posting in three public places, designated methods 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.

**MINUTES:** Minutes from June 2<sup>nd</sup> meeting approved. in typed copy. **PAYMENT OF BILLS:** Approved following

Abbreviation for bill listing: Fe, Fee; Ml, Mileage; Re, Reimbursement; Se, Services; Su, Supplies; Ex, Expense.

**SALARIES:**

27498 – 27523	10,578.76
27564 - 27589	10,818.67
27594 – 27599	1,028.15
27600 – 27626	10,909.35

**GENERAL FUND:**

(See Attached list)

**REPORTS OF OFFICERS, BOARDS AND COMMITTEES:**

Fortune advised that additional information is being gathered with regard to lead/copper.

We have Operating Manual for the lagoons. Some minor things on final punch list to be completed

Sauer noted elevator at Sr. Center in place.

Our work on uptown property nearly completed.

Rich advised street sweeper has quit

**COMMUNICATIONS:** Bruha reminded that Family Fun Day would be August 22<sup>nd</sup>

Franchise check of \$14,115.30 from Peoples Natural Gas.

April Sales Tax received \$8,896.96.

**UNFINISHED BUSINESS:** Authorization to sign Request to Place Buried Cable-Aliant Authorized Mayor to sign.

**NEW BUSINESS:** Hire Library Clerk Amanda Lambe hired.

Approve Payment – Olsson Assoc. W.W.T.F. Approved payment in the amount of \$3,779.81 for services rendered 5/17 – 6/13.

Jo Newton - Approval of Lot Line Adjustment on 1<sup>st</sup> St. Bennett advised to begin process.

Joe Troyer – Commercial/Residential Development Troyer advised that he was considering developing approximately 24 acres of ground just west of Milford at the corner of Hiway 6 and Welch Park Road on the Southwest corner. Before he proceeds any further he was here to see if there is the possibility that they will be able to get city water and sewer to this project. Following discussion Council there would be no problem and Troyer should proceed.

Change No. 1 & 2 – Wastewater Improvements Fortune informed Council that Change #1 is net increase of \$4,656 and Change #2 is a net decrease of \$1,320. These need to be signed a returned.

Approve Payment #7, J. J. Westhoff Approved payment to J J Westhoff in the amount of \$64,374.19.

Approve Payment – Silver Creek Construction and Prochaska Approved payment to Silver Creek Const., \$16,000 and Prochaska for \$823.46 for Sr Center

Open & Award Bid – Lagoon Road Three bids were received. Leichty Excavating \$6,500.00 – Slepicka Brothers, Inc. \$7,482.50 (Build access road \$4,982.50 and fill water hole north side of lagoon \$2,500.00) – Hartmann Construction Co \$5,100.00. Awarded bid to Hartmann Construction Co

Bill Anderson – Economic Development Committee Anderson told Council of the Committee formed “Milford Community Planning 2000 and Beyond” economic growth and development, and what they had been working on.

Final Payment – General Excavating-Hiway 6 Project-Sewer Fortune had questions and ask that a special meeting be called for this payment.

Approve Change Order – Paving District A change order No 2 received and signed to change the number of days from 45 to 51 because of the weather.

Approve Payment – Kirkham Michael – Paving Districts Approved payment in the amount of \$2,051.42

Introduction and Adoption Resolution – Interim Financing Paving District The Clerk presented an estimate of the special engineer of the City covering construction of paving improvements by Walton Construction, Inc., Contractor.

Councilmember Sauer introduced the following resolution and moved its adoption:

RESOLUTION #342

BE IT RESOLVED by the Mayor and Council of the City of Milford, Nebraska:

1. The certificate filed with the Clerk by the special engineer of the City, showing the amount of material furnished and work performed in the City under

contract heretofore let for the construction of improvements in Paving Districts Nos. 97-1 and 97-2 and the statements of the engineer, attorney and others set out below are hereby approved and the Council finds that the materials therein set out have been furnished and have been received by the City and work has been performed and claims therefor are hereby allowed, as follows:

a) Walton Construction Inc.

Total Estimate

\$199,214.90

Less 10% \$19,921.49

Less previous pmt -0-

19,921.49

Total Claim

\$179,293.41

b) MBU, Inc. (1% warrant placement fee)  
1,792.93

2. (a) Warrants Nos. 98-1 to 98-17 for \$10,000.00 each and Warrant No. 98-18 for \$9,293.41 shall be issued and delivered to Walton Construction, Inc., (b) Warrant No. 98-19 for \$1,792.93 shall be issued and delivered to MBU, Inc. Said warrants shall show that they were issued for material furnished and work performed in the construction of improvements in said District(s) and that if no funds are available when the work is completed they shall be paid out of the proceeds of the sale of bonds of the City. Said warrants shall mature one year after the adoption of this resolution, shall bear interest from date of registration until maturity at 4.10% and thereafter until paid at 8.00%. The City hereby designates said warrants as its “qualified tax-exempt

obligations” pursuant to Section 265 (b) (3) (B) (I) (III) and covenants and warrants that it does not anticipate issuing tax-exempt obligations in the calendar year in which these warrants are issued in an amount in excess of \$10,000,000.

Motion seconded by Councilmember Fortune. On roll call on the passage and adoption of said resolution, the following Councilmembers voted “YEA”: Sauer, Fortune, Bockoven, Rich. The following voted “NAY”: None. Thereupon the Mayor declared said motion carried and said resolution passed and adopted.

**ADJOURNMENT:** Meeting adjourned at 8:52 P.M.

J Elaine Plessel, City Clerk

Dean A Bruha, 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 July 14, 1998 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)

City Clerk

J. Elaine Plessel,