

CITY OF MILFORD
REGULAR MEETING
JUNE 7, 2005
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 June 2005 at 7:00 pm. Present were: Mayor J. Elaine Plessel; Council members: Dean Bruha, Terry Good, Lyle Neal; Attorney Robert Blevens; City Clerk Jeanne Hoggins; Chief of Police Forrest Siebken. Absent: Rick Fortune. Also present: Bill Abts with Ameritas, Travis Yeackley, Larry Kness, Rosemary Thomas, SCC Instructor Karen Koch, 14 SCC students, Gary TeSelle, 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 7:08 p.m.

MINUTES: A motion was made by Bruha and seconded by Good to approve the minutes of the May 2, 2005 meeting. Roll call vote: Bruha yes, Good yes, Fortune absent, Neal yes. Motion carried.

A motion was made by Neal and seconded by Good to approve the minutes of the May 9, 2005 meeting. Roll call vote: Neal yes, Good yes, Bruha abstain, Fortune absent. Motion carried.

PAYMENT OF BILLS: A motion was made by Neal and seconded by Bruha that the following bills in the amount of \$45,499.48 approved by the Auditing Committee be approved for payment. Roll call vote: Neal yes, Bruha yes, Fortune absent, Good yes. Motion carried.

SALARIES:

40491	Mark Frey	1219.03
40492	Forrest K Siebken	1174.64
40493	Mavis Lynn Ferris	69.73
40494	Jeanne M Hoggins	1072.83
40495	Gary Lee TeSelle	873.36
40496	Scott Dean Fosler	870.31
40497	Robert L Hull	759.73

40498	Beverly J Wehrs	478.84
40499	Edna A Riedl	.36
40500	David R Dahle	832.70
40501	Louis J Bialas	824.95
40502	Arlene F Sieck	295.59
40503	Marcus A Siebken	114.72
40504	Bryce C Johnson	776.84
40505	Philip Winkelmann	776.84
40506	Regan Beranek	117.52
40507	George A Matzen	273.11
40508	Joshua S Wiley	10.35
40509	Tracy L Yeackley	555.98
40510	Todd A LaVelle	727.13
40513	Mark Frey	1259.57
40514	Forrest K Siebken	1174.64
40515	Jeanne M Hoggins	1088.79
40516	Gary Lee TeSelle	1349.29
40517	Scott Dean Fosler	906.10
40518	Robert L Hull	767.00
40519	Beverly J Wehrs	482.85
40520	Edna A Reidl	351.61
40521	David R Dahle	832.70
40522	Louis J Bialas	927.32
40523	Arlene F Sieck	312.78
40524	Marcus A Siebken	173.68
40525	Bryce C Johnson	776.84
40526	Philip Winkelmann	776.84
40527	Regan Beranek	148.30
40528	George A Matzen	166.62
40529	Aaron L Miller	425.60
40530	Tracy L Yeackley	560.78
40531	Todd A LaVelle	727.13
40534	Roger L Kness	155.46
40535	Joyce Elaine Plessel	184.70
40536	Ricky Gene Fortune	138.52
40537	Dean Alan Bruha	138.52
40538	Emerson L Neal	138.52
40539	Terry David Good	138.52

GENERAL FUND:

40402	Ameritas Life Insurance Corp – Pension	1413.15
40446	US Postmaster – Utility Billing Postage	141.99
40447	Ackerman Rock & Gravel - Gravel	654.10

40448	Alltel – Directory Advertising, Cell, Local, Paging	450.42
40449	Alltel – Long Distance for March & April	2.97
40450	Aramark Uniform Services – Pants & Rags	170.20
40451	Butch’s Welding & Repair – ½” Pipe & Labor	49.40
40452	Centaur Enterprises, Inc – Cordless Grinder	266.61
40453	City of Milford (Petty Cash) – Pool Start up Cash	25.00
40454	Culligan Water Conditioning – Soft Water	59.50
40455	Farmers Coop – Gas/Diesel for April, Oil Filter	1621.35
40456	Deep Rock – Drinking Water	18.39
40457	Eakes Office Plus – Copies, Stapler, Typewriter Cvg	462.93
40458	Farm Plan – Air Filter, Oil, Dry Charge	143.35
40459	The Garbage Company – Garbage Pickup for April	115.14
40460	Great Plains-One Call Service – One Calls	19.83
40461	Hawkins Water – Chlor Sticks, Hydrochloric	825.52
40462	JEO Consulting Group – Comprehensive Plan	578.50
40463	Kelly Supply Co – Sealant	23.87
40464	LECC – Conference Registration	95.00
40465	Lynn Peavey Company – Drug Testing Supplies	60.90
40466	Milford Plumbing Inc – Tail Ext, Washer, Fittings	180.12
40467	The Milford Times – P & Z/Council Minutes, Ads	348.24
40468	Municipal Supply – Cut-in Sleeve, Valve, Lug	943.74
40469	NE Dept of Revenue – April Sales Tax	1387.24
40470	NE Health Laboratory – Blood Analysis	75.00
40471	NE Motor Parts – Plug, Filters, Chisel	55.01
40472	NE Public Power Dist – April Services	4156.52
40473	NE Tech & Telecomm – Service for April	525.87
40474	NE Fire Sprinkler Corp – Annual Inspection	209.00
40475	Aquila – Service for April	364.29
40476	Pizza Kitchen – 4/21 Evening Meal	93.50
40477	Roxanne Roth – Cleaning Services	250.00
40478	Mrs. Wayne Roth – Birthday Cake	16.00
40479	SLS League – Softball Fee for 8’s	15.00
40480	Sack Lumber Company – Lumber	129.20
40481	Schlegel’s Groceries – Trash Bags, Groc & Milk	42.36
40482	Seward Co Public Power Dist – Wells 1 & 2	337.62
40483	Sports Express – Uniforms	2500.00
40484	Subway Motors – Rotors, Seals, Fleet Pads, Labor	964.07
40485	Sunrise Country Manor – April Meals	1267.20
40486	Utility Equipment Co – Couplings	96.30
40487	Wergin’s Lawn Service – Spray Uptown Park & B St	250.00
40488	Tracy Blair – Reimburse for Softball Registration	20.00
40489	Jathan Miller – Wa/Sw Deposit Refund	24.96

40490	Craig Wolf – Helmet Decals	81.56
40511	Ameritas Life Insurance Corp – Pension	1413.15
40541	ASA – 10-12-16 Districts	450.00
40542	Am. S-Ball Assoc. – 10’s State Tournament	150.00
40543	Am. Softball Assoc. – 12’s State Tournament	150.00
40544	Amateur Softball Assoc. – 16’s State Tournament	150.00
40545	Adolf Keifer & Assoc. – Guard Suits, Rescue tube	538.08
40546	Aflac – Dis, cancer, suppl, acc	295.16
40547	Atco International – Hand Soap, Towels	176.15
40548	VOID	
40549	Barco Municipal – Flags	125.65
40550	Blevens Law Office – legal service for May	350.00
40551	Blue River Impl. – cap drain	8.43
40552	Center Point Publishing – 1 Book	23.46
40553	Country Living – 1 year subscription	18.00
40554	Custom Woods – cabinet for City Office	450.00
40555	Creative Consultants – Service on Computers	70.00
40556	Data Technologies – Update CD	14.00
40557	Follet Software – 1 year maintenance	160.00
40558	Fort Dearborn Life Ins. – Group Life Ins.	103.2
40559	Gene’s Electric – materials, labor	1858.34
40560	Gerhold – concrete	106.50
40561	Heartsong Presents – 4 Books	10.99
40562	Hewlett-Packard – ink cartridges	130.00
40563	Ingram Library Services – 17 Books	166.88
40564	JEO Consulting – comprehensive plans	767.00
40565	Johnson Service – root control, clean tv pipe	3875.90
40566	Junior Library – renewal subscription	298.80
40567	Kelly Supply Co. – pipe & nipple	56.15
40568	Nebraska Sports – bat, line-up cards, waffle balls	245.13
40569	Midwest Heating – Service A/C	72.00
40570	Milford School Dist #5 – parking tickets, liquor lic.	590.00
40571	Municipal Supply – gasket, liner, plate	201.87
40572	Mutual of Omaha – disability ins.	79.33
40573	National Geographic Society – 1 Book	15.90
40574	Nebraska Health Laboratory – nitrate/nitrite, coliform	96.00
40575	Newman Signs – no park-stop-crossing signs	378.00
40576	Office Depot – photo paper	41.87
40577	Orschelns – pool supplies	62.35
40578	Poolmart, Inc. – freight on pool benches	143.50
40579	Reader Service – 6 Books	31.44
40580	Edna Riedl – Mileage to Lincoln	15.50

40581	Roxanne Roth – cleaning services	320.00
40582	Sack Lumber – lumber	43.60
40583	Seward Lumber – pins, dowels, yellow paint	108.14
40584	Forrest Siebken – meal expense from LECC	39.55
40585	Sister Act – plant barrel	30.00
40586	Special Occasions – memorial flowers	150.00
40587	Union Bank – Gary TeSelle Acct #556293	300.00
40588	Upstart – summer reading	104.11
40589	Walmart Community – coffeemaker, filters	33.72
40590	David Fleek – WA/SW Deposit Refund	20.49
40591	Connie Stahl – WA/SW Deposit Refund	39.79
40592	The Tool House – hammer bit, power bolt hex	92.07

REPORTS OF OFFICERS, BOARDS AND COMMITTEES: Written reports received were Planning & Zoning Commission minutes for May 12, 2005; Milford Aging Services Commission minutes from May 17, 2005; and Police Dept. Activity Report for May 2005. Bruha informed the Council of addressing parking issues at a later date. Blocking alleys and using yards as parking lots. Siebken reviewed activity report for May 2005. Yeackley presented the NARSIS report for May 2005. 13 rescue calls for May bring the yearly total to 79. 3 fire calls reported for May totaling 18 for the year. The new Fire Equipment should arrive early August. The Dept. is hoping to have it on display for Fun Days. TeSelle reported that all the ball fields look good and the ball program is up and running. The pool is also open and running well. A well went down the other day but it is now up and running. Mayor Plessel has been receiving questions about water restrictions this year. TeSelle reported no restrictions night now, water levels recovered over the winter months. Bruha noted that the intersection at 5th & “B” Street has been repaired and a section of the intersection at 4th & Walnut has been repaired.

COMMUNICATIONS: *Sales tax received for the month of March 2005 was \$15,028.95. * NPPD First Quarter 2005 lease agreement payment received in the amount of \$31,128.73. * Aquila Franchise Tax payment received for March '04 thru April '05 in the amount of \$18,163.18. * Thank you letters from Webermeier Scholarship recipients Christine Baughman and Kendra Larsen.

UNFINISHED BUSINESS:

Employee Handbook: Siebken presented the idea of paying only the officer/officers that actually works the holiday time and half for hours worked. Hoggins noted that the holiday pay for the Police Dept. would be more of a benefit for them than any other dept. The Maintenance Dept. would be paid time and a half only if a situation would arise and they would happen to get called out. The Police Dept. would be getting paid the

additional amount every holiday. Fortune arrived at 7:20 pm. The Council would like Siebken and Hoggins to write up proposals for this issue and present them at the next meeting. Neal noted that this issue needs more discussion and the agenda is quite long. A motion was made by Neal and seconded by Bruha to table the agenda item for the next regular meeting. Neal yes, Bruha yes, Fortune yes, Good yes. Motion carried.

Introduction and Adoption of Ordinance – Water/Sewer Disconnect:

Fortune noted that some other issues have come up with the ability to disconnect services for non-payment. Fortune would like to have a special meeting to review the current ordinances and work out the issues that the employees are facing with the water disconnects. A motion was made by Fortune and seconded by Bruha to table item and call a special meeting to discuss water/sewer disconnects. Roll call vote: Fortune yes, Bruha yes, Good yes, Neal yes. Motion carried.

Introduction and Adoption of Ordinance- 2003 International Codes and 2003 International Energy Conservation Codes: Blevens needed more time to prepare all the paper work. Item tabled to the July meeting.

NEW BUSINESS:

Introduction and Adoption of Ordinance – Fire Equipment Bond:

Council member Fortune introduced the following ordinance:

ORDINANCE NO. 763

AN ORDINANCE AUTHORIZING THE ISSUANCE OF FIRE EQUIPMENT BONDS OF THE CITY OF MILFORD, NEBRASKA, IN THE PRINCIPAL AMOUNT OF THREE HUNDRED THIRTY-FIVE THOUSAND DOLLARS (\$335,000) FOR THE PURPOSE OF PURCHASING FIRE TRUCKS AND OTHER FIRE-EXTINGUISHING APPARATUS FOR THE CITY; PRESCRIBING THE FORM OF SAID BONDS; PROVIDING FOR THE LEVY AND COLLECTION OF TAXES TO PAY THE SAME; PROVIDING FOR THE SALE OF THE BONDS; AUTHORIZING THE DELIVERY OF THE BONDS TO THE PURCHASER; PROVIDING FOR THE DISPOSTION OF THE BOND PROCEEDS AND ORDERING THE ORDINANCE PUBLISHED IN PAMPHLET FORM. (See Ordinance Record)

Street Closing – Fun Days: Rosemary Thomas presented the street closings for Fun Days. Street closing requests: “B” Street from alley between 1st & 2nd to Hwy 6 or 5th Street, 2nd St. between “B” & “C” St., 1st St. between “B” & “C” St., 3rd St. between “B” & “C” St., “C” St. between 2nd & 3rd St. from 10:00 am to 11:30 am. Discussion was held with concerns of the barricades placed directly on 5th St. It was suggested to place the barricades on “B” St. between 4th & 5th to allow for a 1 block buffer before any activity would approach the Hwy. A motion was made by Fortune and seconded by Good

to allow the street closings for the Fun Days weekend as proposed. Roll call vote: Fortune yes, Good yes, Bruha yes, Neal yes. Motion carried.

Concession Stand/Restroom Update: Due to a death in the family the presentation will be made at the July meeting.

Southeast Community College Building Presentations: SCC Instructor Karen Koch and 15 of her students presented proposed plans for a new municipal building. The presentation included 7 groups of 2 to 3 students, which presented site plans, furnished floor plans, electrical, hvac, elevations and a final cost analysis. The students work and effort was much appreciated.

Introduction and Adoption to Amend Ordinance – Abandon Handicap Stalls on State Street: Council member Neal introduced the following ordinance:

ORDINANCE NO. 764

AN ORDINANCE TO ESTABLISH OR RELOCATE HANDICAPPED PARKING STALLS TO REPEAL ALL ORDINANCES IN CONFLICT HERewith AND TO PRESCRIBE THE TIME THIS ORDINANCE SHALL BE IN FORCE AND TAKE EFFECT. (See Ordinance Record)

Introduction and Adoption of Resolution – Designate Loading Zone on State Street: A motion was made by Bruha and seconded by Fortune to adopt the following resolution. Roll call vote: Bruha yes, Fortune yes, Good yes, Neal yes. Motion carried.

RESOLUTION NO. 412

Be it resolved by the Mayor and City Council of the City of Milford, NE that:

BE IT RESOLVED BY THE MAYOR AND COUNCIL OF THE CITY OF MILFORD, NEBRASKA:

Section 1. There shall be no parking upon State Street from State Highway #6 to the South City Limits on either side of said street, except loading zones as provided by Section 2 hereof, and handicapped parking as provided in Section 3 hereof.

Section 2. The following portions of State Street from State Highway #6 to the South City Limits are designated as loading zones.

- (a) One (1) – 20’ by 16’ loading zone on the East Side of State Street, immediately north of the north front entrance of 600 State Street, known as the Southeast Community College Administration Building, or the “Eicher Technical Center”.
- (b) One (1) – 20’ by 16’ loading zone on the East Side of State Street, immediately south of the south front

entrance of 600 State Street, known as the Southeast Community College Administration Building, or the "Eicher Technical Center".

- (c) One (1) – 20' by 16' loading zone on the West Side of State Street located at 611 State Street, (Cornhusker Hall, Southeast Community College).
- (d) Two (2) – 13' by 16" loading zones on the West Side of State Street located in front at 621 State Street, (Nebraska Hall, Southeast Community College).

Section 3. The following portion of State Street from State Highway #6 to the South City limits is designated for handicapped parking.

- (a) Three (3) – 13' by 16' handicapped parking stalls located directly in front of 621 State Street, (Nebraska Hall, Southeast Community College).

Passed and adopted this 7TH day of June, 2005.

Mayor

Attest: _____
City Clerk

Executive Session – Personnel: A motion was made by Fortune and seconded by Bruha to go into Executive Session. Roll call vote: Fortune yes, Bruha yes, Good yes, Neal yes. Motion carried and Council adjourned from regular session at 10:07 pm. A motion was made by Fortune and seconded by Bruha to return to regular session. Roll call vote: Fortune yes, Bruha yes, Good yes, Neal yes. Motion carried and Council returned to regular session at 10:55 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 10:55 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 on June 7, 2005 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