

CITY OF MILFORD
REGULAR MEETING
MARCH 3, 1998
MINUTES

A regular meeting of the Mayor and Council of the City of Milford, Nebraska was held at the Fire Station in said City on the 3RD day of March 1998 at 7:30 P.M. Present were: Mayor Dean Bruha; Councilmembers: Rick Fortune, Charles Rich, Steve Sauer; City Clerk J. Elaine Plessel. Absent and not voting: Dorothy Bockoven and Attorney Bob Blevens. Also present: Bud Plessel, John Olsson-Olsson Assoc., Maurice Stutzman, Merlin Roth, Doug Bundy, Bill Anderson, Todd Neeley with the Milford Times, Scott Burroughs, Mark Frey-Maintenance Superintendent, Lori Shriner with Seward County Independent, John Culver, Clark Rediger.

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.

MINUTES: A motion was made by Rich and seconded by Sauer to approve the February 3, 1998 minutes. Mayor Bruha noted that the Public Hearing should be shown as "Opening at 7:45 and Closing at 7:46." Rich noted that motion should be amended to show correction of times and Sauer seconded it. Roll call vote: Rich yes, Sauer yes, Fortune yes. Motion carried.

A motion was made by Sauer and seconded by Fortune to approve the February 6, 1998 minutes. Roll call vote: Sauer yes, Fortune yes, Rich yes. Motion carried.

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

SALARIES:

26977	Mark Frey	931.59
26978	Joyce Elaine Plessel	717.66
26979	Forrest K Siebken	1,071.30
26980	Kendall Arthur Hoggins	752.68
26981	Mavis Lynn Ferris	40.45
26982	Jeanne M Hoggins	492.09
26983	Gary Lee TeSelle	546.58
26984	David Lee Smith	864.75
26985	Scott Dean Fosler	687.40
26986	Robert L Hull	588.58
26987	Beverly J Wehrs	326.67
26988	Edna A Riedl	291.94
26989	Mandy J Hain	114.15
26990	David R Dahle	627.00

26991	Ann M Miller	321.43
27034	Mark Frey	931.59
27035	Joyce Elaine Plessel	717.66
27035	Forrest K Siebken	789.30
27037	Kendall Arthur Hoggins	752.68
27038	Mavis Lynn Ferris	40.45
27039	Jeanne M Hoggins	492.09
27040	Gary Lee TeSelle	571.02
27041	David Lee Smith	852.35
27042	Scott Dean Fosler	687.40
27043	Robert L Hull	710.25
27044	Beverly J Wehrs	284.28
27045	Edna A Riedl	291.94
27046	Mandy J Hain	123.66
27047	David R Dahle	574.94
27048	Ann M Miller	228.42
27049	Roger L Kness	53.88
27050	Charles Earnest Rich	138.52
27051	Ricky Gene Fortune	138.52
27052	Dean Alan Bruha	184.70
27053	Steven John Sauer	138.52
27054	Dorothy J Bockoven	138.52
GENERAL FUND:		
26976	U S Postmaster-Utility Postage	112.06
26992	Ameritas Life Insurance Corp.-Retirement	979.75
26993	Aliant Communications-Serv to 2/1/98	742.01
26994	Best Buy-Computer supplies	354.46
26995	Dean Bruha-Cleaning Supplies	143.36
26996	Butch's Welding & Repair-Parts and Labor	272.66
26997	Culligan Water Conditioning-Soft Water	49.00
26998	Countryside Co-op-Supplies	154.86
26999	Countryside Co-op/Gas	564.34
27000	Sylvia Cecilia Dimas-Cleaning Thru 2/10	445.00
27001	Eakes Office Products-Copies	54.74
27002	Ehlers TV-Batteries, Labor	192.20
27003	Farmers & Merchants Bank-Loan Payment	1,129.14
27004	The Garbage Co., Inc-Service for January	65.50
27005	Gene's Electric-Repairs, Labor	2,432.15
27006	Great Plains-One Call Serv.-Locate Requests	5.88
27007	Lincoln Journal Star-Bid Dumptruck	60.00
27008	Leading Edge Printing-Utility Bill Cards	538.31
27009	MCI-Long Distance Service	31.29
27010	Memorial Health Care Systems-Hepatitis Shot	70.00
27011	Master Cleaners-Cleaning	19.30
27012	Milford Plbg & Htng, Inc – Hook Up Sewer Line/Material	55.50
27013	Milford Times-Publications	380.68

27014	NE Dept. of Revenue-Sales Tax January	1,223.04
27015	NE Motor Parts-Parts	426.14
27016	NE Public Power Dist.-Serv. To 1/26	3,793.37
27017	Office Depot, Inc-Printer Cable/Dust Cover	26.98
27018	Omaha Life Ins Co.-Fire Dept. Ins.	60.00
27019	Peoples Natural Gas-Serv. To 1/30	949.77
27020	Pizza Kitchen-Chicken	51.00
27021	Elaine Plessel-Insurance Reimbursement	115.89
27022	Prochaska & Associates-Engineering Services	3,725.70
27023	Bob Redler-Simm Module, Comp.Set Up/Labor	311.95
27024	Regency Inn of Kearney-Room in Kearney	68.97
27025	Rogge Engineering, Inc – Storm Sewer Improvements	35,091.50
27026	Schlegel's Groceries-Supplies	64.09
27027	Seward County Rural Public Power-Wells 4 & 5	480.37
27028	Seward Lumber-Supplies	140.75
27029	United Healthcare of the Midlands-Insurance 2/98	2,923.00
27030	Uniservice, Inc-Pants/Rags	79.90
27031	Wal-Mart Store #885-Supplies	18.89
27032	David Volnek-Deposit Refund	50.00
27033	Melissa Mack-Deposit Refund	21.98
27055	U S Postmaster-Utility Postage	112.96
27056	U S Postmaster-Postage Machine	200.00
27057	Ameritas Life Insurance Corp-Retirement	992.15
27058	Battery Patrol-Pager Batteries	73.70
27059	Jan Bell-Repair Police Uniform	15.00
27060	Best Way, Inc-2 Yellow Rainsuits	36.17
27061	Blevens Law Office-Legal Service	350.00
27062	Center Reference-Books	146.98
27063	City of Milford-Petty Cash	80.92
27064	Community Care of Milford-Sr Center Meals for January	1,155.00
27065	Crafts & Things-Subscription	14.97
27066	DAS Material Division-NE Motor Vehicle Law Books	21.18
27067	Eakes Office Products-Clip Boards	30.20
27068	Ed M. Feld Equipment Co-Helmets	1,500.00
27069	The Family Handyman-Subscription	19.97
27070	Gaylord Bros. Inc.-Circ. Stat Book	16.70
27071	Health Care Federal Credit Union-TeSelle Acct	200.00
27072	Heartsong Presents-Book	19.94
27073	HOMEPC-Subscription	9.97
27074	Ingram Book-Books	319.13
27075	Laerdal Medical Corporation-Battery	409.00
27076	The Library Store-Office Supplies	30.95
27077	Milford School Dist. #5-Fines	105.00
27078	Milford Supermarket-Power Steering Fluid, Cat Food	3.03
27079	MOCIC Leadership & Management-98 Membership	100.00
27080	Mutual of Omaha-Disability Ins.	256.30

27081	NE EMT Association-NEMTA Conf.	690.00
27082	NE Dept. of Revenue-State W/H	642.40
27083	NE Health & Human Services-Pool Permit	3.00
27084	NOGG Chemical & Paper Co.-T.Paper, Mop	123.12
27085	Oxmoor House-Scrap Quilts Fast & Fun	11.48
27086	Pegler Sysco Food Services Co-Margarine, Napkins	44.75
27087	Pizza Kitchen-Dinners, Birthday Certificates	170.95
27088	Police Chiefs Assoc. of NE-98 Membership	30.00
27089	Rourke Publishing Co-6 Books	65.70
27090	Seward County Communications-Communications	300.00
27091	Seward County Ford L/M Inc-Oil Change Special	20.95
27092	Silver Creek Const.-Payment Sr Elevator, Partial`	10,000.00
27093	Simon & Schuster-3 Books	45.19
27094	Sports Illustrated-Subscription	79.96
27095	Time-Subscription	34.97
27096	Tuxall Uniform & Equipment-Jacket	171.61
27097	United Healthcare of the Midlands-Health Insurance	2,923.00
27098	Beverly Wehrs-Paper Products, Coffee	12.99
27099	Woman's Day-Subscription	15.97
27100	Alan Thompson-Deposit Refund	31.98

REPORTS OF OFFICERS, BOARDS AND COMMITTEES: Written Reports received: Notice of March 9, 1998 Meeting and February 9, 1998 Minutes of Milford Housing Authority; February 25, 1998 Minutes of Milford Aging Service Commission; February 16 and February 23, 1998 Minutes of Planning & Zoning Commission.

Sauer: The preliminary construction for the lula elevator is completed and they are now waiting for the elevator to be completed for installation. The council asked to be advised as to whether or not this project is on schedule and can be completed by the scheduled date. The Aging Services Commission felt that Prochaska should be held to the Agreement which they signed for architectural and engineering for the project at \$4,000 plus reimbursable expenses and that the statement in the amount of \$7,168.20 should not be paid in full.

Update on the downtown real estate-Dan Troyer will try to get the wall fixed prior to the sale and it was felt that language on the sale of property would need to be changed if this is not completed prior to the sale.

Fortune: John Olsson reported that the casing is under highway 6 on the sanitary sewer project and that they opted for the 24" instead of the 21" for future use.

COMMUNICATIONS: **Bruha** advised that the Chief of Police is updating a list on junk and abandoned vehicles and that letters will be sent to residents regarding moving of same.

Mayor has talked with a County Commissioner and going to Seward City Council and possibly form a county wide Housing Authority to take care of the rental property problems.

Shane Whitford sent letter regarding United States Flags, which were not being properly lighted. Bruha noted that some have been taken care of and the others will be taken care of.

A check in the amount of \$23,908.07 for the 1997 4th quarter has been received from NPPD.

The Sales tax check for the month of December was \$14,788.13.

NEW BUSINESS: Sales Tax-Designated Use Bill Anderson, representing the Chamber of Commerce, asked that a portion of the sales tax received be earmarked for the Economical Development Fund. When asked if this were open ended or could Council change it, Anderson noted that at the end of 5 years if not started, it would come to an end and that this would be set for 10 years. A governing board would be selected by the Council to determine what money would be spent and would then need Council approval. The purpose is to help get new businesses which would be beneficial to Milford. The board would decide on what is wanted and a mission statement and then hopefully would have the opportunity to present it to the voters. When asked if this could be used to help existing business, it was noted that parameters would have to be set up and if they met the guidelines, an existing business would be eligible. The issue would need to be sent to the County 45 or 50 days prior to the November election. It was brought up that City only needed \$70,000 when original sales tax was voted on and it noted that this was not a wish figure, but one that the State projected we could bring in. The sales tax was needed to help with financial needs caused by lids which were set and not that only \$70,000 was needed. A motion was made by Fortune and seconded by Rich to endorse their project and asked that they proceed with it and bring back to Council in September meeting to determine whether or not it should be placed on the ballot. Council asked for reports to be made, possibly every 30 days, as to how project is doing. Roll call vote: Fortune yes, Rich yes, Sauer yes. Motion carried.

Appointment-Webermeier Scholarship Committee Bill Backes asked to have his name removed from the Committee. A motion was made by Fortune and seconded by Rich to approve the Mayor's appointment of Dee Erb to the Committee. Roll call vote: Fortune yes, Rich yes, Sauer yes. Motion carried.

Approve Application Corp. Manager-Casey's It was noted that the prior Corp. Manager had moved and a new one needs to be approved because of the Liquor License. A motion was made by Rich and seconded by Sauer to approve Sharon Kay Scusa as the Corp. Manager for Casey's General Stores, Inc dba Casey's General Store 403 Elm St Milford NE. Roll call vote: Rich yes, Sauer yes, Fortune yes. Motion carried.

Approve Payment-Wastewater Treatment Facility-Olsson A motion was made by Fortune and seconded by Sauer to approve payment in the amount of \$3,545.86 for professional services from 1/11/98 through 2/7/98. Roll call vote: Fortune yes, Sauer yes, Rich yes. Motion carried.

Variance-Bud Plessel, 204 S "A" Plessel advised that he wished to replace the cement step on the West side of house with a deck type porch which would not be any wider than the present step foundation and extend it further to the South. The Planning and Zoning reviewed this and recommended it go to the Council for approval. A motion was made by Sauer and seconded by Rich to approve the variance at 204 S "A". Roll call vote: Sauer yes, Rich yes, Fortune yes. Motion carried.

Minor Subdivision-Clark Rediger Section of land located in the Southeast Quarter of the Southeast Quarter of Section 1, Township 9 North Range 3 East of the 6th P.M., Seward County to be divided into 4 parcels was presented by Clark Rediger. It was noted that the utility easement on along the North Boundary was not shown on the plat. A

motion was made by Rich and seconded by Fortune that subdivision be approved pending the addition of the utility easement is shown on the final draft of the plat. Roll call vote: Rich yes, Fortune yes, Sauer yes. Motion carried.

Approve Partial Payment-Silver Creek Const. A motion was made by Sauer and seconded by Rich to approve a bill for partial payment for work done on the elevator at the Senior Center, in the amount of \$10,000. It was noted that basically everything is completed except for installation of elevator when completed. Roll call vote: Sauer yes, Rich yes, Fortune yes. Motion carried.

John Culver-Sale of Fireworks, Change Location The request to move location to private property located at 4th & F. Two reasons-the number of children who cross from the North side of Hiway to Southside is greater than those on South side and the amount of rent that would be saved. The money from this sale goes to the Boy Scouts. A motion to approve change of location was made by Fortune and seconded by Rich. Roll call vote: Fortune yes, Rich yes, Sauer yes. Motion carried.

Approve Payment #6-J J Westhoff A motion was made by Fortune and seconded by Sauer to approve payment #6 in the amount of \$28,684.30 to J J Westhoff. It was noted that project nearly completed. Basically there is lots of cleanup to do this spring. Roll call vote: Fortune yes, Sauer yes, Rich yes. Motion carried.

Bid-Dump Truck Frey advised Council that three bids had been received and opened. The bids for truck with box were: \$42,374 - \$50,969 - \$55,084. The two higher bids are automatic with a live PTO. It was felt there would be less maintenance on the automatic. The prices do not include blade. Rich recommended the automatic. Fortune said that for the record, he would like to note that a couple of years ago, Frey and he had checked into used trucks and found they were about what we had only with a new paint job. Frey advised that used trucks were about \$35,000. All three trucks are diesel. As the costs were higher than anticipated, we will need to check on budget to see if this is feasible. The truck will be placed on the agenda at the next meeting.

Appointment-Health Board Bruha advised that it appears the Health Board will need to address some issues shortly. Through ordinance the Board will be made up of the following: Chief of Police-David Smith, President of Council-Charles Rich, Mayor-Dean Bruha and a Physician. Bruha would like the Council to approve his appointment of Dr. Robert Wergin to serve on the Health Board. A motion was made by Rich and seconded by Fortune to approve the appointment of Dr. Robert Wergin to the City of Milford Health Board. Roll call vote: Rich yes, Fortune yes, Sauer yes. Motion carried.

ADJOURNMENT: A motion was made by Rich and seconded by Fortune to adjourn the meeting. Roll call vote: Rich yes, Fortune yes, Sauer yes. Motion carried.

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 March 3, 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)

J. Elaine Plessel, City Clerk