

CITY OF MILFORD
REGULAR MEETING
MAY 1, 2006
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 May 2006 at 7:30 pm. Present were: Mayor J. Elaine Plessel; Council members: Dean Bruha, Rick Fortune, Lyle Neal; Chief of Police Forrest Siebken, City Clerk Jeanne Hoggins. Absent: Terry Good and Attorney Robert Blevens. Also present: Todd Aerni, Larry Jantze, Nicholas Barry, Todd Gallatin, Pat Bruha, Mark Frey, Larry Jantze, Bill Abts and Roger Wittrock.

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 these 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 7:30 p.m.

MINUTES: A motion was made by Fortune and seconded by Bruha to approve the minutes of the April 4, 2006 meeting. Roll call vote: Fortune yes, Bruha yes, Good absent, Neal yes. Motion carried.

PAYMENT OF BILLS: A motion was made by Neal and seconded by Bruha that the following bills in the amount of \$115,309.02 approved by the Auditing Committee be approved for payment. Roll call vote: Neal yes, Bruha yes, Fortune yes, Good absent. Motion carried.

SALARIES:

42253	Mark Frey	1259.95
42254	Forrest K Siebken	1212.88
42255	Mavis Lynn Ferris	37.52
42256	Jeanne M Hoggins	1179.98
42257	Gary Lee TeSelle	865.07
42258	Scott Dean Fosler	899.52
42259	Robert L Hull	787.56
42260	Beverly J Wehrs	488.11
42261	Edna A Riedl	319.06
42262	David R Dahle	860.10

42263	Louis J Bialas	927.85
42264	Arlene F Sieck	301.83
42265	Bryce C Johnson	802.37
42266	Philip Winkelmann	802.37
42267	George A Matzen	254.55
42268	Joshua S. Wiley	100.85
42269	Tracy L Yeackley	600.09
42270	Julia M Wang	108.60
42271	Kara Jacobsen	667.97
42274	Mark Frey	1259.95
42275	Forrest K Siebken	1212.88
42276	Mavis Lynn Ferris	37.52
42277	Jeanne M Hoggins	1179.98
42278	Gary Lee TeSelle	918.26
42279	Scott Dean Fosler	899.52
42280	Robert L Hull	787.56
42281	Beverly J Wehrs	490.20
42282	Edna A Riedl	377.37
42283	David R Dahle	860.10
42284	Louis J Bialas	849.80
42285	Arlene F Sieck	244.51
42286	Bryce C Johnson	802.37
42287	Philip Winkelmann	802.37
42288	George A Matzen	306.57
42289	Joshua S. Wiley	103.44
42290	Tracy L Yeackley	625.57
42291	Julia M Wang	103.44
42292	Kara Jacobsen	650.22
42294	Joyce Elaine Plessel	184.70
42295	Ricky Gene Fortune	138.52
42296	Dean Alan Bruha	138.52
42297	Emerson L Neal	138.52
42298	David Terry Good	138.52
GENERAL FUND:		
42184	Jeff Bluhm – WA/SW Deposit Refund	50.00
42185	Justin Coffey – WA/SW Deposit Refund	14.59
42186	Eric Cox – WA/SW Deposit Refund	24.05
42187	Ben Fitzwater – WA/SW Deposit Refund	23.54
42188	Zach Gordon – WA/SW Deposit Refund	44.64
42189	Justin Hartman – WA/SW Deposit Refund	39.50
42190	Walter or Kim Jensen – WA/SW Deposit Refund	11.79
42191	Richard Koetter – WA/SW Deposit Refund	7.66

42192	Servando Martinez – WA/SW Deposit Refund	3.88
42193	Danielle McCown – WA/SW Deposit Refund	35.77
42194	Philip Pankonin – WA/SW Deposit Refund	34.25
42195	Jeremy Reiger – WA/SW Deposit Refund	28.16
42196	Andy Schweitzer – WA/SW Deposit Refund	50.00
42197	Kari Shaw – WA/SW Deposit Refund	30.83
42198	Nick Shotwell – WA/SW Deposit Refund	39.51
42199	Jana Slezak – WA/SW Deposit Refund	26.56
42200	Craig Stankoski – WA/SW Deposit Refund	50.00
42201	Robert Stiles – WA/SW Deposit Refund	50.00
42202	Cliff Wright – WA/SW Deposit Refund	33.37
42203	US Postmaster – Utility Billing Postage	149.58
42204	Alltel – Directory Advertising, Local, Internet	417.13
42205	Aramark Uniform – Pants & Rags	293.45
42206	Ameritas Life Ins. – Dental & Vision	1046.08
42207	Beacon Athletics – Pitching Rubber	85.00
42208	Butch’s Welding – Move Bricks, Antenna Brackets	110.73
42209	Centaur Enterprises – 18V Battery	106.56
42210	VOID	
42211	Culligan Water Conditioning – Soft Water	75.00
42212	Farmers Cooperative – Gas/Diesel for March	1913.27
42213	D & D Communications – LTD Key, Battery	1040.00
42214	Deep Rock – Drinking Water	5.50
42215	Eakes Office Plus – Cash Receipts, P.O. Books	215.57
42216	Ed M. Feld Equipment – Turn Adapter Ass’y	111.00
42217	Insurenebraska – Bond Renewal-Stan	200.00
42218	Gall’s Inc – Portable Red Light	105.97
42219	Garbage Co – Garbage Pickup	117.60
42220	Great Plains-One Call – Emergency Locate Requests	13.42
42221	Hawkins Water Treatment – Phosphate reducer, Acid	2329.76
42222	Healthplan Services – Health Insurance	6486.71
42223	Hydraulic Equipment – Repair Hi-Ranger, Parts, Labor	1254.40
42224	Kara Jacobsen – Mileage as of 4-12-06	36.94
42225	Meyer-Century Labs – Tissue, Z-OX	2538.84
42226	Milford Plumbing – Concession Stand, Labor	1110.00
42227	Mutual of Omaha – Disability	79.33
42228	NE Dept of Revenue – Sales tax for March	1493.97
42229	NPPD – Service for March	4155.71
42230	NE Tech & Telecomm – Service for March ’06	474.36
42231	NE Code Consulting – 12 Inspections	460.00
42232	Aquila – Service for March	1356.78
42233	Pizza Kitchen – Thurs Meal (20 people)	82.00

42234	Rediger Chevrolet – Oil Filter	21.55
42235	MSMSS Rogge Enterprises – Storm Sewer 1 st St	19724.00
42236	Reimers Kaufman – Marble Dust	313.90
42237	Roxanne Roth – Cleaning Services	250.00
42238	Mrs. Wayne Roth – Birthday Cake	18.00
42239	Sam’s Club – Paper Towels, Bath Tissue, cleaning supp	209.32
42240	SLS League – League Fees	510.00
42241	Sack Lumber Co – ¾ CDX Plywood 4x8	45.98
42242	Seward Co Independent – P&Z, Council notice, min.	196.88
42243	SPPD – Wells 1 & 2	326.74
42244	Share Corp – Floating left DGR	1161.85
42245	Shell Fleet Plus – March Fuel (Police)	605.07
42246	Sports Express – Deposit for Shirt Order	500.00
42247	Sunrise Country Manor – 276 meals for March	883.20
42248	Tee’s Plus – D.A.R.E. Materials	13.50
42249	Victorian Inn South – Rooms for NEMSA Conf.	692.00
42250	DeeDee Hauser – City Rec. Volleyball Tourn. Champ.	100.00
42251	Ashley Roth – Volleyball League Director	1029.26
42252	NE Motor Parts – Battery, brushes, wrench, tape	109.62
42272	Ameritas Life Ins. – Pension	1474.62
42273	Concrete Works – Street Repair	12738.00
42293	Ameritas Life Ins. – Pension	1474.62
42299	AFLAC – Dis, Cancer, Acc, Suppl	306.96
42300	American Library Assoc. – Sales Order	27.50
42301	Blevens Law Office – Legal Services	350.00
42302	BSN – 6 Bases, First Aid Kits, Scorebooks	973.06
42303	City of Milford – Envelopes, Postage, Petty Cash	86.04
42304	Christian Book Distributors – 10 Books	125.16
42305	Concrete Works – Intersection West of F&M Bank	10145.00
42306	Creative Consultants – Service Call	62.50
42307	Dell Marketing – Dell Dimension Desktop	838.00
42308	EMP – Gloves, Waterproof tape, headset	438.36
42309	Fort Dearborn Life Ins – Life Insurance	113.52
42310	Heartsong Presents – 4 Books	10.99
42311	Heinemann Library – 17 Books	354.24
42312	Ingram Library Services – 55 books	629.56
42313	Kara Jacobsen – Mileage as of 4/30/05	9.79
42314	JMJ Outdoor Power – 6 Eyelets; 1 spool	20.00
42315	Library Store – Office Supplies; tape	71.46
42316	George Matzen – Secret Garden Book	16.99
42317	Marshall Cavendish Corp – 5 Books	124.94
42318	Menards Lincoln – Orient Strand; frame; underlayment	1223.78

42319	Milford A/C – Service A/C @ City Hall & Library	189.00
42320	Milford School Dist – Parking Fines, Liquor Licenses	440.00
42321	Municipal Supply – Repair Clam, Freight, Sales Tax	160.56
42322	NE Health Lab – 2 Coliform Tests	30.00
42323	NE Rural Water Assoc. – Dues Membership	175.00
42324	NWOD – Membership Dues	40.00
42325	Omaha Wholesale – Alum. LH Close, Freight	140.00
42326	Orschelns – Rubber Hose, Magnet, Nozzle Gel	108.44
42327	Raintree – 5 Books	124.20
42328	Regent Book Co – Books	119.74
42329	Edna Riedl – Mileage to Fairmont, 1 Book	42.98
42330	Reiman Publications – 2 Subscriptions	79.96
42331	Roxanne Roth – Cleaning Services	350.00
42332	Sack Lumber Co – Lumber & Caulk	40.36
42333	Sports Express – Balance of Uniform Order	932.03
42334	Southeast Library Systems – Training	10.00
42335	Wayne Stohlmann – Lodging, Conf, Dues @ N. Platte	432.79
42336	Subway Motors – Repair 2 Trailer tires	25.00
42337	Union Bank – G. TeSelle Acct #5562939	300.00
42338	Walmart Community – Basketball nets, DVD’s, cable	190.66
42339	Wergins Lawn Service – Fert Sr. Ctr & B St	293.00
42340	College Video – DVD’s (Exercise)	102.78
42341	Crowl Tree & Construction – Used Hydraulic Saw	400.00
42342	Lamp & Lighting – Elevator Bullbs	27.24
42343	Powerkids Press – 3 Books	206.10
42344	Ameritas – Pension	1474.62

REPORTS OF OFFICERS, BOARDS AND COMMITTEES: Written reports received were Milford Aging Services Commission minutes for March 28, 2006 and the Police Dept. Activity Report for April 2006. Bruha reported the work on First Street is nearing completion. The concrete work for the storm sewer at First & “C” Street was finished this week. A hole in front of Special Occasions needs to be filled in and some low areas in the brick will be leveled out. Jantze is waiting approval to proceed with the storm sewer for phase 2, which will connect with the storm sewer of phase 3 after the final plat is approved. A surface grate will also be installed for adequate drainage. The original plans show an 18” pipe, but with the additional run off they have increased it to 24”. Everyone is in agreement with this change. Neal reported the block walls are up at the concession stand at Welch Park. The roof has been started and when it is completed the plumbing can begin. Fortune – Frey has been working with NERWA to determine increase of water rates. Chief Siebken presented the April 2006 Police Report. The new car that was purchased with Seward County Drug

Board funds has been on the streets for 1 week. Siebken also reported that an engineering firm has been contacted to do a structural analysis on City Hall. Fortune confirmed that we need to have this report on record. The cost of the study will come out of the General budget. The Council asked Siebken to confirm the pricing of the study with a written proposal.

COMMUNICATIONS: *Sales tax received for the month of February 2006 was \$9,736.07. *Seward County Planning & Zoning Division sent notice of a public hearing of the Seward County Commissioners for the change of zoning and the conditional use permit application of Larry Springer and G& P Development, which will be held at the Seward Civic Center on May 16, 2006 at 7:00 pm. * Mayor Plessel read a letter addressed to Fire Chief John Melena expressing the gratitude of the Stephens family for the quick response and fire prevention during the garage fire at their mother's house on April 19th.

UNFINISHED BUSINESS:

Introduction and Adoption of Ordinance – Sex Offender Residence Restriction: Siebken presented information on LB1199 and a revised Ordinance for the City of Milford with the adequate changes. The Legislative Bill addresses restrictions of 500' from a School or Day Care. The Council would like Blevens to review the ordinance before they consider passing it. This item is being tabled to next month.

NEW BUSINESS:

Ameritas – Discuss Paving District Options: Bill Abts with Ameritas Investment explained the process of gap paving. Due to the small size of the project and the fact that intersections are already established gap paving would be allowed. Abts explained that gap paving requires much less paper work. Jantze calculated paving costs at approximately \$100,000.00. He would like to follow the same procedure as last time. Discussion was held regarding responsibility of payments. All paving and additional costs would be assessed directly to the lots and be collected at the time of the sale. With the amount of interest in the lots Abts suggested maybe doing a 3 year note instead of bonding the project. In order to proceed with the bid process the Council suggested getting Kirkham, Michael on board with the City of Milford.

Larry Jantze – Subdivision Discussion: Larry Jantze commented during the previous agenda item. This agenda item not needed.

Software – Building Permits, Todd Aerni: Nicholas Barry and Todd Gallatin with ASDF Solutions presented a proposal to create a software program specifically designed for the City of Milford for recording keeping of building permits. The software could be as basic or as enhanced as the City would like. Additional options included access to applications via the internet, documenting utilities information and keeping contract licenses up

to date. This program will help ease the research of past building permits by allowing the office to access an address and pull up all permits issued for that specific address. Funding this project will need to be addressed with next years budget. Council gave permission for Aerni and Hoggins to start the process of developing the basics of the software, which will allow ASDF Solutions the ability to present a cost for budget prep.

Roger Wittrock – Lot Split: Roger Wittrock presented the plat entitled Wittrock Addition, showing lot 1 which incorporates the old Schlegel Grocery Store and lot 2 incorporating Oliva Audio Visual. A newly completed firewall between the two businesses had been approved by the Seward County Building Inspector. The plat has already been to the Planning & Zoning Commission, which they approved. A motion was made by Bruha and seconded by Fortune to approve the plat as submitted by Wittrock. Roll call vote: Bruha yes, Fortune yes, Good absent, Neal yes. Motion carried.

Business' within City limits – Bulk mailing permit: Hoggins reported that she had been approached by a Chamber member asking if the businesses in town could use the City's bulk mailing permit for postcards. The Chamber currently has an envelope bulk mailing permit but doesn't have a postcard permit. Mayor Plessel stated that the City would need to open the use up to all business owners within the City limits and not just Chamber member businesses. The Council discussed the written rule of who should be allowed to use the permit, what stipulates a Milford business and possible problems this may create. A motion was made by Bruha and seconded by Fortune to not allow the use of the bulk mailing permit for any businesses within the city limits. Roll call vote: Bruha yes, Fortune yes, Good absent, Neal yes. Motion carried.

Firework Permits: A motion was made by Neal and seconded by Fortune to approve the application to sell fireworks to ½ Price Fireworks at 410 South State Hwy 6. Roll call vote: Neal yes, Fortune yes, Bruha yes, Good absent. Motion carried. A motion was made by Bruha and seconded by Fortune to approve the application to sell fireworks to Phantom of Nebraska at 921 W 5th St. Roll call vote: Bruha yes, Fortune yes, Good absent, Neal yes. Motion carried.

Webermeier Scholarships: A motion was made by Neal and seconded by Fortune to approve the 19 existing scholarships along with the 7 new scholarships at \$538.50 per recipient for the fall semester 2006–2007. Roll call vote: Neal yes, Fortune yes, Bruha yes, Good absent. Motion carried.

Interlocal Agreement – Seward Co. Economic Development: The Council received the Seward County Unified Economic Development Organization Interlocal Cooperation Agreement for their review. The agreement was approved by the County Attorney and the Attorney's for the

City of Milford and Seward. The City of Milford budgeted \$5000.00 for the 2006-07 budget. The new director Lana Zumbrunn who is an employee of the county will start May 8, 2006. A motion was made by Bruha and seconded by Neal to approve the Mayor's signing of the agreement. Roll call vote: Bruha yes, Neal yes, Fortune yes, Good absent. Motion carried.

Library Policies – By Laws, Personnel, Computer & Internet Use: A motion was made by Neal and seconded by Fortune to approve the updates to the Library By-Laws as presented. Roll call vote: Neal yes, Fortune yes, Bruha yes, Good absent. Motion carried.

ADJOURNMENT: A motion was made by Bruha and seconded by Fortune to adjourn the meeting. Roll call vote: Bruha yes, Fortune yes, Good absent, Neal yes. Motion carried and meeting adjourned at 9:10 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 May 1, 2006 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