

CITY OF MILFORD  
REGULAR MEETING  
NOVEMBER 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 6<sup>th</sup> day of November, 2001 at 7:30 pm. Present were: Mayor J. Elaine Plessel; Council members Scott Burroughs, Gary Cooper, Rick Fortune, Lyle Neal; Attorney Robert Blevens; City Clerk Jeanne Hoggins; Chief of Police Forrest Siebken. Also present: Rob Hightshoe with the press, Building Inspector Roger Kness, Orvis Wall and Dean Bruha.

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 7:30 pm.

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

A motion was made by Burroughs and seconded by Cooper to approve the minutes of the October 8, 2001 meeting. Roll call vote: Burroughs yes, Cooper yes, Fortune yes, Neal abstain. Motion carried.

**PAYMENT OF BILLS:** A motion was made by Neal and seconded by Cooper that the following bills in the amount of \$47,756.65 approved by the Auditing Committee be approved for payment. Roll call vote: Neal yes, Cooper yes, Burroughs yes, Fortune yes. Motion carried.

**SALARIES:**

33864	Mark Frey	1021.33
33865	Elaine J. Soukup	21.40
33866	Forrest K. Siebken	981.34
33867	Mavis Lynn Ferris	23.14
33868	Jeanne M. Hoggins	857.36
33869	Gary Lee TeSelle	592.38
33870	Scott Dean Fosler	803.59
33871	Robert L. Hull	614.04

33872	Beverly J. Wehrs	395.61
33873	Edna A. Riedl	103.19
33874	David R. Dahle	761.43
33875	Louis J. Bialas	725.33
33876	Pamela J. Slama	234.89
33877	Arlene F. Sieck	510.34
33878	Lucy B. Honig	280.38
33879	Marcus A. Siebken	102.58
33880	Chad A. Craghead	690.37
33881	Zachary D. Eden	211.23
33935	Mark Frey	1043.98
33936	Forrest K. Siebken	1004.08
33937	Mavis Lynn Ferris	18.74
33938	Jeanne M. Hoggins	880.24
33939	Gary Lee TeSelle	609.66
33940	Scott Dean Fosler	822.89
33941	Robert L. Hull	632.48
33942	Beverly J. Wehrs	372.96
33943	Edna A. Riedl	374.44
33944	David R. Dahle	718.01
33945	Louis J. Bialas	722.84
33946	Pamela J. Slama	267.32
33947	Arlene F. Sieck	522.17
33948	Lucy B. Honig	24.33
33949	Marcus A. Siebken	68.16
33950	Chad A. Craghead	682.62
33951	Zachary D. Eden	160.23
33953	Gary W. Cooper	138.52
33954	Roger L. Kness	317.08
33955	Joyce Elaine Plessel	184.70
33956	Ricky Gene Fortune	138.52
33957	Scott C. Burroughs	138.52
33958	Emerson L. Neal	138.52
33959	Mark Frey	1043.98
33960	Forrest K. Siebken	1004.08
33961	Jeanne M. Hoggins	880.24
33962	Gary Lee TeSelle	608.98
33963	Scott Dean Fosler	822.89
33964	Robert L. Hull	632.48
33965	Beverly J. Wehrs	394.60

33966	Edna A. Riedl	317.79
33967	David R. Dahle	718.01
33968	Louis J. Bialas	710.75
33969	Pamela J. Slama	264.24
33970	Arlene F. Sieck	530.69
33971	Lucy B. Honig	300.76
33972	Marcus A. Siebken	56.81
33973	Chad A. Craghead	658.64
33974	Zachary D. Eden	123.03

**GENERAL FUND:**

33863	U.S. Postmaster – Utility Billing Postage	190.63
33882	Ameritas Life Insurance Corp - Retirement	1165.96
33883	United Healthcare of the Midlands - Group Insurance	6316.76
33884	American Red Cross – Swimming Classes & Tape	309.00
33885	Ameritas Life Insurance Corp – Annual Admin Fees	1140.00
33886	Alltel – Local, Internet, Pay Phones	221.55
33887	Alltel – September Cell Charges	40.45
33888	Alltel – Long Distance for September	1.94
33889	Automated Systems Inc – Okidata Printer	804.64
33890	Best Buy Co., Inc. – Read-Write CD's	12.99
33891	Butch's Welding & Repair – Nut & Labor	30.24
33892	Culligan Water Conditioning – Soft Water	17.00
33893	Dorchester Coop – Battery	94.95
33894	Dorchester Coop – Gas & Diesel for September	670.69
33895	Eakes Office Plus – Binders, Receipt Book, Paper	390.12
33896	Farm Plan – Parts for Mowers	10.57
33897	G & P Development Landfill – Waste to Landfill	15.54
33898	The Garbage Company – Garbage Pickup for September	87.00
33899	Goody Square – Digital Voice Recorder	157.00
33900	Great Plains-One Call – Locate, Request, Surcharge	23.73
33901	Heyen Tax & Accounting, Inc – W-2 Blank Forms	34.50
33902	IIMC – Annual Member Fee	75.00
33903	Interstate All Battery Center – 12V 2.3 Ah SLA	27.58
33904	Kirkham Michael – Survey Storm Sewer Project	270.00
33905	Lesco Inc – Grease Cap	13.25
33906	Lincoln Scheels – Ammunition & Targets	86.29
33907	Milford A/C & Appliance – T/Stat for Lower Level	97.00
33908	Milford Mini Mart – Fill Gas Cans	18.97
33909	The Milford Times – Minutes, Notices, Mtgs, Ads	477.99
33910	National Casualty Co – Fire Department Insurance	737.08

33911	NE Dept of Env Quality – Renewal Operators Lic	75.00
33912	NE Dept of Revenue – Sales Tax for September	1720.36
33913	NE Health Laboratory – Coliform Tests	30.00
33914	NE Motor Parts Co – Sockets, Filters, Brush	30.59
33915	NE Public Power District – Service for September	4377.85
33916	NE Tech & Telecomm, Inc – Service for September	447.65
33917	Olsson Associates – Proj Initiation/Pre Design Letter	1024.60
33918	Peoples Natural Gas – Service for September	141.84
33919	Pizza Kitchen – 54 Meals for September	189.00
33920	Police Officers’ Assoc of NE – Ann’l Member Dues	40.00
33921	Police Chiefs Assoc of NE – Ann’l Member Dues	30.00
33922	Quality Inn & Suites – Room/Meals @ POAN Conf	186.56
33923	Roxanne Roth – Clean City Offices, Fire Hall, Library	255.00
33924	Mrs. Wayne Roth – 2 Birthday Cakes	28.00
33925	Rural Apprehension Program – Matching Fund Share	943.00
33926	Sam’s Club – Cleaning/Operating/Janitor Supp, VHS	184.77
33927	Sack Lumber Company – Asphalt, Felt, Nails	194.30
33928	Schlegel’s Groc – Dog Food, Film Proc, Trash Bags	62.52
33929	Seward County Independent – 1 year Subscription	31.00
33930	Seward Co Rural Public Power District – Wells 4 & 5	523.89
33931	Seward Co Communicat – 4% Comm Chgs/Interlocal	5971.00
33932	Seward Co Ford – Oil Change Spec, Repair/Maint ’98	162.06
33933	Share Corp – Floating Degreaser	1075.96
33934	Sunrise Country Manor – 365 Meals for September	1095.00
33952	Ameritas Life Insurance Corporation – Retirement	1165.96
33975	Ameritas Life Insurance Corporation – Retirement	1165.96
33976	U.S. Postmaster – Utility Billing Postage for October	123.89
33977	Aflac – Supplemental Accident, Cancer, Disability	152.90
33978	Alltel –Directory Advertising, Paging/Wide Area Local	25.90
33979	Alltel – Mobile Phone for September	21.47
33980	Best Way, Inc – White Flags, Shovel	90.02
33981	Blevens Law Office – Legal Services for October	350.00
33982	Bob’s Automotive – Oil, Filter, Lube, Clamps, Labor	219.10
33983	Centaur Enterprises – Black Tie Straps	30.04
33984	Century Labs Inc - #60 Liner, Ice Melt	1303.64
33985	City of Milford (Petty Cash) – Supplies, Postage	38.74
33986	Christian Book Distributors – 11 Books	115.52
33987	Consumer Reports – 2 Year Subscription	44.00
33988	Cornhusker Press – Dog / Cat License Tags	80.27
33989	D & D Communications – Work on Radio	29.00

33990	Emergency Medical Products Inc – Rescue Supplies	316.03
33991	Follett Software Co – Support Agreement	480.00
33992	Gerhold Concrete – Concrete, Mag Float, Sand, Rebar	466.63
33993	H-T-M Sales Inc – Impellor, Gaskets	589.96
33994	Ingram Library Services – 84 Books	590.15
33995	Layne Christensen Co – Insp, Mlg, Oil, Grease	835.38
33996	Lesco Inc – Mower Belt	21.15
33997	Milford School Dist #5 – Fines Collected for October	50.00
33998	Milford Vol Fire Dept – Training Burroughs, Yeackley	130.00
33999	Municipal Supply Inc of NE – Vac Breaker, Repr Lid	293.03
34000	Mutual of Omaha Companies – Disability	69.23
34001	NE Library Commission – Banner	22.00
34002	Nebraska Health Laboratory – Coliform Samples	30.00
34003	Olsson Assoc–Labor, Mlg, Auto, Proj Init, Predesign	4308.72
34004	Omaha Life Insurance Companies – Life Insurance	73.10
34005	Oxmoor House – “2002 Great American Quilts”	32.91
34006	Pegler-Sysco Food Services – Table Caddies	422.00
34007	Pizza Kitchen – 37 Meals @ \$3.50	129.50
34008	Regent Book Co Inc – 10 Books	124.43
34009	Edna Riedl – Basic Skills/Lucy, Mlg CASTL Mtg	103.43
34010	Reiman Pub – 2 Yr Quick Cooking, Taste of Home	52.96
34011	Roxanne Roth – Clean City Offices, Fire Hall, Library	200.00
34012	Sack Lumber Co – Tape, Studs, Lumber, Dowels, Tape	136.20
34013	Servi-Tech Inc – Wastewater, Amon-Nit, Oxy	68.15
34014	Seward Co Independent – 1 Year Subscription	31.00
34015	Tvrdy’s Lock & Key – Re Key Locks	20.00
34016	Union Bank – Gary TeSelle Account	250.00
34017	Uniservice Inc – Pants & Rags	138.04
34018	Wal Mart – Paper & Kitchen Supplies, Cartridge	60.51
34019	The H.W. Wilson Company – 1 Yr Readers Guide	322.00
34020	Ryan Kucera – Water & Sewer Deposit Refund	25.00
34021	Mike Paitz – Water & Sewer Deposit Refund	25.00
34022	Jerry Wilkinson – Water & Sewer Deposit Refund	25.36

**REPORTS OF OFFICERS, BOARDS AND COMMITTEES:** Written reports received were Housing Authority minutes for October 9, 2001; Planning & Zoning minutes for October 11, 2001 and November 1, 2001; Library Board minutes for September 20, 2001; Police Dept. Activity Report for October 2001. Cooper – A proposal has been submitted by Olsson Assoc. regarding the alley behind John Treu’s. They will figure up the cost for the project so discussion can be held for construction. Olsson Assoc. has

also completed the survey on the alley behind Rediger Chevrolet. They have made some drainage improvement recommendations. Burroughs – We have received an official stamp by the NE Health & Human Services regarding the pool lights. Hopefully construction can begin this fall. Fortune – The generator is in place at the well house on Welch Park Rd. Waiting for a few minor adjustments, should be ready to go by next month. Equipment and material have been placed at the lift station but no work has started yet. Chief Siebken – Total calls for service the month of October 1185. The Agency Board met and still pursuing the idea of a UHF Passport Radio System, which is a more effective system and allows the radios themselves to connect directly rather than switching towers. Speed limit has been an issue south of the College on 238<sup>th</sup> road. The County Commissioners passed a resolution allowing the speed limit of 35 mph 191' south of the bridge, which is 63' into the county and 123' into the City limits of the north bound lane. A speed study will be done to determine the appropriate speed. Since the speed study done in 1992, there has been 2 new homes built in the area and two new families living in Willis Heyen's trailer court. It is hopeful that the speed limit will be changed to no more than 40 mph somewhere around the southern edge of Blue Mound cemetery or even further north.

**COMMUNICATIONS:** Sales tax received for the month of August 2001 was \$11,491.76.

With Council approval Mayor Plessel changed the agenda. Items (a) and (b) under Unfinished Business was moved the end of the agenda.

**UNFINISHED BUSINESS: Report from Roger Kness on 725 1<sup>st</sup> St.:** The Mayor, Council and Orvis Wall received the letter presented by Building Inspector Roger Kness. Kness noted that appearance was more of an issue in this matter. The porch is in need of repair on the north side. Orvis Wall informed the Council of his intentions for the storage buildings. One shed has been broken into and animals have chewed thru the door of another. Mr. Wall will be replacing the doors on the storage sheds. The roofs of the sheds are fine. The east side of the porch has already been repaired. Mr. Wall intends to repair the north side of the porch by replacing the floor and making repairs to the roof and pillars. Burroughs asked if a time line had been established. Mr. Wall will be making the repairs next week (Nov. 12). Burroughs made a motion to accept the recommendation for repairs made by Roger Kness seconded by Fortune. Roll call vote: Burroughs yes, Fortune yes, Cooper yes, Neal yes. Motion carried. Neal asked if Mr. Wall intended to meet all the recommendations that Roger Kness had placed in the letter. Mr. Wall noted he would with the exception of repairing the sheds instead of removing them. (Letter from Roger Kness attached to these minutes)

**NEW BUSINESS: Approve Payment – Kirkham Michael, Storm Sewer Project:** A motion was made by Cooper and seconded by Neal to approve the payment of \$270.00 for invoice #47569 for the storm sewer project. Roll call vote: Cooper yes, Neal yes, Burroughs yes, Fortune yes. Motion carried.

**Health Insurance – Employees:** Hoggins informed the Council that they have not been officially approved with United Health Care and currently are without health insurance. Hoggins was in contact with Ken Kremer from United Healthcare today and after some questions are answered from a few of the employees we should have approval by tomorrow. If not approved then we will need to stay with Mutual of Omaha for another month and revisit options. Council suggested paying Mutual of Omaha for November and moving back the effective date to December 1<sup>st</sup> for United Healthcare.

**Approve Payments – Olsson Assoc., Water Tank & Alley Survey:** A motion was made by Fortune and seconded by Cooper to approve invoice #49471 in the amount of \$1,024.60 and invoice #49642 in the amount of \$1,689.80 to Olsson Associates for the water storage tank project. Roll call vote: Fortune yes, Cooper yes, Burroughs yes, Neal yes. Motion carried.

A motion was made by Cooper and seconded by Burroughs to approve payment to Olsson Associates in the amount of \$2,618.92 for the alley survey behind City Hall. Roll call vote: Cooper yes, Burroughs yes, Fortune yes, Neal yes. Motion carried.

Mark Meierdierks present.

**Minor subdivision – Ron Betz property, Jayme Malone:** Plans were presented to divide a piece of property for Ron Betz into 3 parcels. A recommendation was made by the Planning & Zoning Commission to approve the Betz minor subdivision as it meets all requirements. A motion was made by Fortune and seconded by Burroughs to approve the Betz minor subdivision. Roll call vote: Fortune yes, Burroughs yes, Cooper yes, Neal yes. Motion carried.

**Discussion of Cemetery Board:** Bill Lauber was not present.

**Appointments - Civil Defense Director, Asst. Civil Defense Director and Recreation Board:** A motion was made by Fortune and seconded by Neal to approve the appointment of Wayne Stohlman as Civil Defense Director and Brent Schweitzer as Asst. Civil Defense Director effective December 1, 2001 for a 3 year term. Roll call vote: Fortune yes, Neal yes, Cooper yes, Burroughs yes. Motion carried.

A motion was made by Burroughs and seconded by Fortune to approve the appointment of Lorna Frey to the Recreation Board to replace the

resignation of Chuck Wergin, effective 11/6/01. Roll call vote: Burroughs yes, Fortune yes, Cooper yes, Neal yes. Motion carried.

**UNFINISHED BUSINESS: Executive Session – Litigation:** A motion was made by Cooper and seconded by Neal to go into Executive Session. Roll call vote: Cooper yes, Neal yes, Burroughs yes, Fortune yes. Motion carried and Council adjourned from regular session at 7:55 pm. A motion was made by Burroughs and seconded by Cooper to return to regular session Roll call vote: Burroughs yes, Cooper yes, Fortune yes, Neal yes. Motion carried and Council returned to regular session at 8:45 pm.

**Water Damage – Meierdierks & Rediger:** A motion was made by Cooper and seconded by Burroughs to have Attorney Blevens meet with both parties and come up with a solution by November 15, 2001. Roll call vote: Cooper yes, Burroughs yes, Fortune yes, Neal yes. Motion carried.

**ADJOURNMENT:** A motion was made by Cooper and seconded by Burroughs to adjourn the meeting. Roll call vote: Cooper yes, Burroughs yes, Fortune yes, Neal yes. Motion carried and meeting adjourned at 8:49 pm.

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City Clerk

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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 of November 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)



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Jeanne Hoggins, City Clerk