

CITY OF MILFORD
REGULAR MEETING
OCTOBER 3, 2000
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 3rd day of October, 2000 at 7:30 P.M. Present were: Mayor Dean Bruha; Council members: Dorothy Bockoven, Scott Burroughs, Gary Cooper, Rick Fortune; Attorney Robert Blevens; City Clerk Jeanne Hoggins. Also present: Jack Zimmerman, Elaine Plessel, Scott Holechek with Ameritas, Vernon Peterson and his grandson, Bob & Irene Boshart, Dave Whitney, Phyllis Herzfeld, Marvin Frey, Chief of Police Siebken and Todd Neeley 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 Bruha called the meeting to order at 7:30 p.m.

MINUTES: A motion was made by Fortune and seconded by Cooper to approve the minutes of the September 5, 2000 meeting. Roll call vote: Fortune yes, Cooper yes, Bockoven yes, Burroughs yes. Motion carried.

PAYMENT OF BILLS, BOND PRINCIPLE AND INTEREST: A motion was made by Bockoven and seconded by Cooper that the following bills, bond principle and interest approved by the Auditing Committee be approved for payment. Roll call vote: Bockoven yes, Cooper yes, Burroughs yes, Fortune yes. Motion carried.

SALARIES:

31816	Mark Frey	972.60
31817	Forrest K. Siebken	946.86
31818	Mavis Lynn Ferris	28.53
31819	Jeanne M. Hoggins	807.19
31820	Gary Lee TeSelle	576.91
31821	Scott Dean Fosler	869.06
31822	Robert L. Hull	716.15

31823	Beverly J. Wehrs	305.94
31824	Edna A. Riedl	267.69
31825	David R. Dahle	644.24
31826	Louis J. Bialas	629.73
31827	Pamela J. Slama	223.76
31828	Arlene F. Sieck	510.41
31829	Lucy B. Honig	289.31
31830	Marcus A. Siebken	69.26
31831	Chad A. Craghead	676.57
31832	Andrea K. Henrichson	54.30
31896	Mark Frey	965.92
31897	Forrest K. Siebken	946.86
31898	Mavis Lynn Ferris	22.59
31899	Jeanne M. Hoggins	807.19
31900	Gary Lee TeSelle	690.51
31901	Scott Dean Fosler	776.00
31902	Robert L. Hull	675.96
31903	Beverly J. Wehrs	380.33
31904	Edna A. Riedl	267.69
31905	David R. Dahle	676.66
31906	Louis J. Bialas	650.76
31907	Pamela J. Slama	238.79
31908	Arlene F. Sieck	520.40
31909	Lucy B. Honig	270.13
31910	Marcus A. Siebken	55.41
31911	Chad A. Craghead	689.82
31912	Andrea K. Henrichson	134.46

GENERAL FUND:

31583	Geotechnical Services Inc – Work on State Street	725.00
31815	U.S. Postmaster – Utility Billing	116.43
31833	Ameritas Life Insurance Corp – Retirement	993.10
31834	American Fence Co., Inc – 2 ½” x .065 x 10 Posts	108.00
31835	Ameritas Investment Corp – Bond Fees	206.00
31836	Alltel – Service for August	914.00
31837	Alltel – Long Distance Service	9.14
31838	Best Buy Co., Inc – Chair, Calculator – Remodel	89.98
31839	Bob’s Service – Brake Materials, Labor, Nozzles	531.80
31840	Butchs Welding & Repair – Coller Pin, Tubing, Labor	41.61
31841	Cather & Sons Const – Coldmix	84.00
31842	Paul Carter–Repair Sill / Library, Remodel / Police	4300.00

31843	Centaur Enterprises Inc – Grade 5 HX HD Bolts	14.93
31844	Clerk of the District Court – Dahle	64.23
31845	Concrete Works – Work done by Schlegels	7301.05
31846	Credit Bureau of Lincoln – Monthly Fee thru 12/00	35.00
31847	Culligan Water Conditioning – Soft Water	38.00
31848	Culp Floor Service – Install of Carpet / Remodel	264.00
31849	Dorchester Farmers Coop – Gas & Diesel, Batt Ck	996.07
31850	Eakes Office Plus – Binders, Rubber Bands, Fax	120.02
31851	EDM Equip Co – Oil Filter	31.42
31852	Ed M Feld Equip Co – Hose, Nozzles, Pants	3482.00
31853	Emergency Medical Products – Supplies	384.07
31854	Farm Plan – Alternator, Adjuster, Spacers, Screws	535.42
31855	G & P Development Landfill – Waste Disposal	15.41
31856	The Garbage Company – Garbage Pickup for Aug	82.75
31857	Gene’s Electric – Upgrade Electric Outlets / Remodel	100.00
31858	Great Plains-One Call–Locate, Emergency, Surcharge	21.46
31859	IHS at Milford – 431 Meals for August	1400.75
31860	Ingram Library Services – Books	51.27
31861	Lehr Floors & Decorating–Carpet & Blind / Remodel	667.94
31862	Linweld – Oxygen	44.30
31863	Logan Contractors Supply–EZ100 Melter, Sealant	17621.20
31864	M.E. Collins Contracting – Street Work	16072.75
31865	MARC – Veg-A-Kill	148.51
31866	Menard’s – Hex Nut, Washer, Pellets, Hammer Hndl	158.18
31867	Milford A/C & Appliance – Registers / Remodel	26.70
31868	Milford Mini Mart – Cat Food	2.07
31869	The Milford Times – Notices, Min, Ord, Mtgs, Ads	291.45
31870	NE Dept of Revenue – Sales Tax for August	1517.47
31871	NE Dept of Revenue – W/H for August	652.03
31872	Nebraska Motor Parts – Chamois, Plier, Nuts, Lamp	26.94
31873	NE Public Power Dist – Service for August	5164.67
31874	Newman Signs – Pave Tape, Brackets, Seals, Signs	989.10
31875	NE Dept of Revenue – Recycling Fee	25.00
31876	NE Law Enforcement Intelligenc – Conf Regis / 2	140.00
31877	Northern Underground Sprinklers–State St Median	8975.00
31878	Office Depot, Inc – Chairs, Supplies	338.17
31879	OMB Police Supply – Battery for Flashlight	32.45
31880	Pavers Inc – Asphalt Alleys	16617.00
31881	Pegler-Sysco Food Serv – Napkins, Plates, Chairs	1288.30
31882	Peoples Natural Gas – Service for August	648.18

31883	Roxanne Roth – Clean Fire Hall & Library	185.00
31884	Mrs. Wayne Roth – 2 Birthday Cakes	25.00
31885	Sam’s Club – Candy, Paper Towels, Bath Tissue	212.23
31886	Schlegel’s Grocery – Film Processing, Groc, Misc	117.62
31887	Seward County Rural Public Power – Wells 4 & 5	579.72
31888	Seward County Ford – Oil Change ’94, Wk on #50	470.89
31889	Solutions for Your Office – File Cabinet / Remodel	142.00
31890	Cloy Stutzman – Refinishing Doors	300.00
31891	Subway Motors – Oil Change, Labor, Clip, Materials	130.70
31892	Uniservice, Inc – Pants & Rags	93.84
31893	Utility Equipment Co – Meter, Water Pipe, Corp	543.19
31894	Mutual of Omaha Companies – Group Insurance	3719.84
31895	Olsson Associates – Engineering Fees	8500.00
31913	Ameritas Life Insurance Group – Retirement	993.10
31914	AT & T – Long Distance Service	11.08
31915	Ameritas Life Insurance Corp–Ann Chrg 10/99-9/00	950.00
31916	Alltel – Phone Cords	19.99
31917	Alltel-Cellular – Mobile Phone	20.19
31918	Atco International – Tar Remover	1184.75
31919	Blevens Law Office – Legal Services for September	350.00
31920	City of Milford – Petty Cash, Postage	55.96
31921	Christian Book Distributors – 11 Books	132.89
31922	D & D Communications – Gasket, Retainer, Parts	74.40
31923	Data Tech – Y2K Distro, 2001 Summit Lic / Fees	1850.23
31924	Decker Equipment – Latch Knobs & Covers	19.01
31925	Doubleday Book Club – Bird Feeder Book	16.70
31926	Don’s Pioneer Uniforms – Shirts, Flags, Ties, Pants	165.65
31927	Ed M Feld Equip – Veh Bracket & Hose, Boots	322.25
31928	Farmers & Merchants Agncy–Emp Bond/Treas Bond	371.00
31929	Gene’s Electric – Lamps for Fire Dept, Labor	166.50
31930	1 st Choice Credit Union – Gary TeSelle Account	250.00
31931	Heartsong Presents – 4 Books	9.97
31932	Heimes Excavating Co., Inc. – Curb Grind	150.00
31933	Home Planners, LLC – 2 Books	27.90
31934	IIMC – Annual Membership Fee	75.00
31935	Ingram Library – 16 Books	72.16
31936	Int’l Conf of Bldg Officials – Annual Member Dues	85.00
31937	Marvin E Jewell & Co–Prep 00-01 Bdgt/Review ‘99	5345.00
31938	K.H.’s Sports Shop – Plaque for Howard Wurst	30.00
31939	Kirkham Michael – 10% Flood Mitigation	3340.00

31940	League of Ne Municipalities – Membership Dues	1471.00
31941	League of Ne Municip/Utilities – Membership Dues	350.00
31942	Lesco Inc – White Grub/Sodwebworm, Pruner Hand	235.86
31943	The Library Store – Office Supplies	50.45
31944	Linweld – Oxygen	31.40
31945	Midwest Tape – The Mouse & The Motorcycle	10.49
31946	Milford Plumbing Co – Super Lube Grease	4.09
31947	Milford School Dist #5 – Fines collected for Sept	172.00
31948	Milford Supermarket – Supplies, Glue, Bleach	16.69
31949	Midtown Holiday Inn – NeLEIN Conf Room / Bd	165.33
31950	Mutual of Omaha Companies – Disability	109.23
31951	Nebraska Machinery Co – 1R-0739 Filter	16.80
31952	NE Municipal Clerks Assoc – Membership Dues	20.00
31953	NE Dept of Revenue – State W/H for Sept	568.38
31954	NE Health Labs – Blood Analysis, Nitrite/Nitrate	142.00
31955	State of NE /Reg & Lic – Water Cert –Dahle, Frey	20.00
31956	NE Rural Water Assoc – Backflow Pamphlets	84.95
31957	Newman Traffic Signs–Overlay Flat, Signs, Cement	624.98
31958	Office Depot – Printer, Cable, Ink Cartridge	170.92
31959	Omaha Life Insurance Co – Life Insurance	64.50
31960	Quill Corporation – Office Supplies	127.23
31961	Edna Riedl – Mileage to CASTL Meeting	12.40
31962	Roxanne Roth – Clean Fire Hall & Library	160.00
31963	Rural Apprehen Prgm – Matching Grant Fund 00-01	943.00
31964	Sack Lumber Co – Bolts, Nuts, Washers, Turnbuckle	84.78
31965	Seward RPPD – Wells 4 & 5	462.01
31966	Seward Co Comm–Dispatch Comm 00-01 Milford	8167.20
31967	Seward Co Treas – 911 Comm, Milford Dispatch	300.00
31968	Pam Slama – Clean City Hall Aug & Sept	155.00
31969	SCC-Milford – Front End Repair '94 Cruiser	141.52
31970	Southeast NE Div Dist – Membership Dues 2001	1226.00
31971	Storytime Treasures – 1 Year Subscription	20.00
31972	Wal-Mart – Storage Box, Oil, Supplies	110.56
31973	James Cox/Melody Sawicki-Water/Sewer Dep Refnd	34.56
31974	Adam Schulz – Water/Sewer Deposit Refund	18.23
31975	Brian Suchan – Water/Sewer Deposit Refund	32.30

REPORTS OF OFFICERS, BOARDS AND COMMITTEES: Written reports received were Housing Authority minutes for Sept. 11, 2000; Library Board Minutes for Sept. 21, 2000; Police Dept. Activity Report for September 2000; Recreation Board minutes for Sept. 25, 2000.

Fortune – will have more information next meeting regarding increase in water rates. Bockoven – Library having their Volunteer Appreciation Dinner on October 19, 2000. Burroughs – Ball Association has placed sun shades over the dugouts on field #1 and if feasible will do the other 2 fields. The lights for the pool have been postponed until next fiscal year. Cooper – Jim Young at 108 Cayuga contacted Mayor Bruha regarding an erosion problem on his property. In the raven east of his property 2 sections of the discharge line of the storm sewer have come off. Cooper has contacted Kirkham Michael and Olsson Assoc. to put together proposals to repair the situation.

COMMUNICATIONS: *Sales tax received for the month of July 2000 was \$10,289.90. *Payment received from Southeast Community College for the State Street Project in the amount of \$191,983.33. *SENDD Affordable Housing Council will meet on November 16, 2000 at 5:45 p.m. *County wide Economic Development group will be meeting October 24, 2000 from 7:00 to 9:00 p.m. *Chief Siebken reported on activities for Sept. A class on Emergency Vehicle Operations was held in Seward.

PUBLIC HEARING - Citizen Advisory Committee: Mayor Bruha opened the public hearing at 7:37 p.m. Dave Whitney presented budget documents and a profit and loss statement for the Milford Economic Development Committee for fiscal year 10/1/99 thru 9/30/00. (Documents attached to these minutes) Total amount of expenses were \$4,133.50. Jack Zimmerman commented about taking care of the present businesses already in town. No further comments the public hearing closed at 7:40 p.m.

NEW BUSINESS:

Cemetery Issue – Vernon Peterson: Vernon Peterson's grandson presented and read a letter to the Council, which was written by Mr. Peterson. (Attached to these minutes) Bockoven informed Mr. Peterson that she did not want the matter handled through the media and if he would of informed the Council of his concerns the matter would have been addressed. She also stated that after personally visiting with the employee, she had every belief that he had no intention of harming anything or anyone at the cemetery. Chief Siebken mentioned that he and Mark Frey, Maint. Supt., had apologized to Mr. Peterson 2 different times. Mr. Peterson was still not satisfied with the Council's response. His grandson said they were just asking that the cemetery be taken care of properly. Bockoven thanked him for the comment and assured him that it would be. Mr. Peterson referred to the rusty can and broken glass (lying on the floor) that he said he picked up from the gravesite and wanted the employee who did this to be fired. Fortune noted that this incident has been blown way out of proportion and in no way was the employee going to be fired. Fortune also stated that enough

had been discussed on the issue and it needed to stop right here. The Council thanked Mr. Peterson and his grandson for coming to the meeting and gave him permission to continue taking care of his cemetery lots.

Police Business – Jack Zimmerman: It was noted by Jack that from 3:00 to 5:00 p.m. 4th Street in front of his house (210 4th) becomes a race track. He also mentioned that the noise of the cars would sometimes shake the pictures on his walls. Mr. Zimmerman would like the Council to look into a noise ordinance. Chief Siebken noted that Seward has a noise ordinance which anything audible over 50 feet is a direct violation. The police have been patrolling the area of 4th St. and it has made a difference. Council felt Chief Siebken was handling the speed situation as well as they could and they will look into the noise ordinance.

Approve Payment – Kirkham Michael, Flood Mitigation Plan: A motion was made by Fortune and seconded by Burroughs to approve payment of invoice #42989 in the amount of \$3,340.00 to Kirkham Michael. Roll call vote: Fortune yes, Burroughs yes, Bockoven yes, Cooper yes. Motion carried. Lump sum of project is \$33,400.00 which will be reimbursed to the City.

Introduction and Adoption of Ordinance - Handicap Stall: Council member Bockoven introduced the following Ordinance:

ORDINANCE NO. 708

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

Approve Fire Dept. membership list: A motion was made by Fortune and seconded by Bockoven to approve the Fire Dept. membership list provided to the Council. (See attached list) Roll call vote: Fortune yes, Bockoven yes, Burroughs yes, Cooper yes. Motion carried.

Hire Volleyball Director: A motion was made by Burroughs and seconded by Cooper to hire Monty Troyer as the Volleyball Director. Roll call vote: Burroughs yes, Cooper yes, Bockoven yes, Fortune yes. Motion carried.

Hire Youth Basketball Coaches: A motion was made by Burroughs and seconded by Cooper to approve Christin Sutter as the girl's youth basketball coach for the Saturday morning program. Roll call vote: Burroughs yes, Cooper yes, Bockoven yes, Fortune yes. Motion carried.

No application received for the boys youth program.

Introduction and Adoption of Resolution – Investment Policy: Questions arose as to the wording of the policy presented to the Council.

Burroughs was not in favor of using a broker. Need to negotiate rates of FDIC insured CD's locally and within the county. Bockoven mentioned that the local bank has invested heavily into the community. Fortune felt this issue deserved more attention and to get some direction from our local bank. A motion was made by Fortune and seconded by Bockoven to table this matter. Roll call vote: Fortune yes, Bockoven yes, Burroughs yes, Cooper yes. Motion carried.

Amend Retirement Policy – Trustees: A motion was made by Bockoven and seconded by Burroughs to amend the trustee portion of the retirement policy to read Chief of Police, City Clerk and Maintenance Supt. (Copy attached) Roll call vote: Bockoven yes, Burroughs yes, Cooper yes, Fortune yes. Motion carried.

Retirement Plan – Ameritas: Scott Holechek with Ameritas gave a presentation on the Daily Valuation plan that had been provided for the employees. This plan would allow the employee more control of individual investments. Twelve accounts would be added to the two we currently have. Quarterly statements would be sent directly to the employees. With internet access an individual can check on their own personal account at any time and also make changes as to where their money is invested. Ameritas will help each individual set up their own personal plan. A motion was made by Bockoven and seconded by Cooper to switch to the new retirement plan and retain the City's 3% into the guaranteed account. Roll call vote: Bockoven yes, Cooper yes, Burroughs yes, Fortune yes. Motion carried. Council also noted, the Trustees will act as the Board to select the accounts for investing.

Health Insurance: Hoggins informed the Council that the actual rate of increase with Mutual of Omaha was 40% after the Council had budgeted a 30% increase. Dana Troske, City's agent, appealed the amount, which brought it down to 34%. Council asked if a discount would be made if we pre-paid for the year. Hoggins will check into this. A motion was made by Burroughs and seconded by Bockoven to approve the increase of 34% with Mutual of Omaha. Roll call vote: Burroughs yes, Bockoven yes, Cooper yes, Fortune yes. Motion carried.

Personnel Manual: Discussion was held on changes of the personnel manual. Complete copy of manual on file at City Hall. A motion was made by Burroughs and seconded by Cooper to approve the personnel manual as discussed and if any other changes need to be made they can be dealt with at a later date. Roll call vote: Burroughs yes, Cooper yes, Bockoven yes, Fortune yes. Motion carried.

Hard Surface Alley's: Cooper submitted a proposal to the Council in the amount of \$19,342.40 from Pavers Inc. to complete the hard surfacing of the

alley's behind the Post Office and Rediger Chevrolet along with the drive behind City Hall. A motion was made by Cooper and seconded by Burroughs to approve the proposal from Pavers Inc. in the amount of \$19,342.40 to hard surface the alley's mentioned above. Roll call vote: Cooper yes, Burroughs yes, Bockoven yes, Fortune yes. Motion carried.

Approve Final Payment – State Street Project: The information was not received on this item.

ADJOURNMENT: A motion was made by Bockoven and seconded by Burroughs to adjourn the meeting. Roll call vote: Bockoven yes, Burroughs yes, Cooper yes, Fortune yes. Motion carried and meeting adjourned at 9:30 P.M.

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 October 3, 2000 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