

CITY OF MILFORD
REGULAR MEETING
SEPTEMBER 7, 2010
MINUTES

A regular meeting of the Mayor and Council of the City of Milford, Nebraska was held at the Webermeier Library Building in said City on the 7th day of September 2010 at 7:30 pm. Present were: Mayor Dean Bruha; Council members: Jeff Baker, Rick Fortune, Jeff Heckman, Dan Kral; Attorney Robert Blevens; Chief of Police Forrest Siebken and City Clerk Jeanne Hoggins. Also present: Gary TeSelle, Dennis Kubicek, Gene Welch, Cliff & Diane Irwin, Marilyn Haynes, Elaine Plessel, Howard & Marvene Wurst 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 the 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 Bruha called the meeting to order at 7:30 p.m. Mayor Bruha publicly stated to all in attendance that a current copy of the Nebraska Open Meetings Act is available for review and is posted on the east wall of the Webermeier Community Meeting Room.

MINUTES: A motion was made by Fortune and seconded by Kral to approve the minutes of the July 26, 2010 meeting. Roll call vote: Fortune yes, Kral yes, Baker yes, Heckman yes. Motion carried.

A motion was made by Baker and seconded by Kral to approve the minutes of the August 3, 2010 meeting. Roll call vote: Baker yes, Kral yes, Fortune yes, Heckman yes. Motion carried.

A motion was made by Heckman and seconded by Kral to approve the minutes of the August 12, 2010 meeting. Roll call vote: Heckman yes, Kral yes, Baker yes, Fortune yes. Motion carried.

A motion was made by Kral and seconded by Baker to approve the minutes of the August 23, 2010 meeting. Roll call vote: Kral yes, Baker yes, Fortune abstain, Heckman yes. Motion carried.

PAYMENT OF BILLS: A motion was made by Kral and seconded by Heckman that the following bills in the amount of \$80,057.45 and payroll in the amount of \$34,793.11 approved by the Auditing Committee be approved

for payment. Roll call vote: Kral yes, Heckman yes, Baker yes, Fortune yes.
Motion carried.

SALARIES:

50163	Mark Frey	1501.90
50164	Forrest K Siebken	1379.08
50165	Mavis Lynn Ferris	36.83
50166	Jeanne M Hoggins	1359.30
50167	Gary Lee TeSelle	851.95
50168	Robert L Hull	906.17
50169	Beverly J Wehrs	540.63
50170	David R Dahle	1011.66
50171	Philip Winkelmann	1006.91
50172	George A Matzen	596.17
50173	Tracy L Yeackley	691.94
50174	David Tell Jensen	353.84
50175	Keaton Brent Schweitzer	209.18
50176	Austin Lee Heckman	407.95
50177	Larisa M Roth	506.46
50178	Celena R Malmkar	446.76
50179	Megan Ashley Kremer	681.54
50180	Tori J Blair	457.94
50181	Tiffany Fougeron	306.36
50182	Benjamin L Rediger	792.17
50183	Joshua James Urbanec	470.03
50184	Shannon R Horsley	285.76
50185	Craig A Corder	1048.12
50186	Nathen T Gortemaker	1050.91
50187	Brady D Slepicka	177.43
50188	Haley A Yeackley	322.09
50189	Deondra J Lashley	381.52
50190	Shawna M Fredericksen	145.62
50191	Jessica M Young	723.18
50192	Josiah G Jensen	306.32
50193	Aaron M Hostetler	102.11
50251	Mark Frey	1548.04
50252	Forrest K Siebken	1379.08
50253	Mavis Lynn Ferris	53.56
50254	Jeanne M Hoggins	1402.02
50255	Gary Lee TeSelle	1232.46
50256	Robert L Hull	954.68
50257	Beverly J Wehrs	320.18

50258	David R Dahle	1011.66
50259	Philip Winkelmann	1497.81
50260	George A Matzen	596.17
50261	Tracy L Yeackley	706.34
50262	Tiffany Fougeron	313.29
50263	Benjamin L Rediger	1023.10
50264	Joshua James Urbanec	231.46
50265	Craig A Corder	1057.17
50266	Nathen T Gortemaker	953.27
50267	Brady D Slepicka	100.43
50268	Haley A Yeackley	99.86
50269	Deondra J Lashley	310.03
50270	Shawna M Fredericksen	85.37
50271	Aaron M Hostetler	120.52
50276	Ricky G Fortune	138.52
50277	Dean A Bruha	184.70
50278	Jeffrey M Baker	138.52
50279	Jeff L Heckman	138.52
50280	Dan V Kral	138.52

GENERAL FUND:

50156	Ross Brom – WA/SW Deposit Refund	44.11
50157	Bartolo Celedon – WA/SW Deposit Refund	58.75
50158	Tyler Chicoine – WA/SW Deposit Refund	50.00
50159	Tawni Eastin – WA/SW Deposit Refund	8.21
50160	Sonja Ford – WA/SW Deposit Refund	32.84
50161	TJ Reynolds – WA/SW Deposit Refund	50.00
50162	U.S. Postmaster – Utility Billing Postage	167.34
50194	Ameritas Group – Pension, PensionX	1624.13
50195	Ameritas Group – Dental & Vision	1035.48
50196	Aramark Uniform Service – Pants & Rags	363.98
50197	AT&T – Library Long Distance	10.96
50198	Barco Municipal Products – Caps, Pennants	66.04
50199	Black Hills Utility Holdings – Service for July	191.94
50200	Bob’s Automotive – Mount/Balance Four Tires	70.00
50201	Constellation NewEnergy – Service for July	14.36
50202	Crestview Care Center – July Meals	780.50
50203	Culligan Water Conditioning – Soft Water	21.00
50204	Daniel Young – WSI for Lessons	75.00
50205	Deep Rock – Drinking Water	39.95
50206	Delton Stauffer – Mileage for NEMSA	114.00
50207	Diode Communications – Service for July	54.16

50208	Eakes Office Plus – OKI Data Ribbons	82.98
50209	Farm Plan – Blades for Mowers	62.25
50210	Farmers Cooperative – Gas/Diesel for July	1326.94
50211	G & P Development Landfill – Ball Tourney Trash	19.35
50212	Gerhold Concrete Company – Concrete	210.38
50213	Great Plains-One Call Service – Locate Requests	18.18
50214	Holiday Inn – Room for Sewer Meetings	73.00
50215	Ikon Office Solutions – Additional Images	273.56
50216	Kremer Electric – Rewire Phase Protector	50.00
50217	Ladonna Wulf – Mileage for NEMSA	114.00
50218	Linweld – Oxygen	41.23
50219	Mandy Vanourny – WSI for Lessons	75.00
50220	Meyer Ford – Unit #2 Repair & Oil Change	298.97
50221	Midwest Service & Sales – Square Posts	457.50
50222	Milford Plumbing – Repair Leak in Kitchen	199.40
50223	Milford Fire & Rescue – Dues for 37 Members, Chief	570.00
50224	Mrs. Wayne Roth – Cake	20.00
50225	Municipal Supply – Meters, Curb Stop	5166.87
50226	Mutual of Omaha – Disability	30.24
50227	NE Dept of Env. Quality – Recertification Fee	150.00
50228	NE Dept of Revenue – July Sales Tax	1901.55
50229	Nebraska Motor Parts – Oil Filter, Oil, Adhesive	30.76
50230	Nebraska Public Health – Coliform Test	32.00
50231	NPPD – Service for July	6384.72
50232	Nebraska Tech & Telecomm – Service for July	455.79
50233	Northern Agri-Service – Valve Cycling	104.05
50234	Pizza Kitchen – Catered Meal	82.50
50235	Poolmart – Reagent Taylor	110.70
50236	Randall Williams – Repair Jeanne’s Computer	190.00
50237	Roxanne Roth – Cleaning Services	160.00
50238	Sack Lumber Company – Concrete, Washers, Nuts	195.22
50239	Sam’s Club – Pool Candy	733.58
50240	Seward Co PPD – Wells 1 & 2	452.54
50241	Seward County Independent – Envelopes, Minutes	490.07
50242	Shell Fleet Plus – Gas for ’08 Truck	504.28
50243	Shell Fleet Plus – Car Gas	59.64
50244	TeSelle Services – Meal Expense	11.43
50245	The Garbage Company – Service for July	130.24
50246	Upper Big Blue NRD– Service for Drainage Project	14435.25
50247	Verizon Wireless – Cellular Service	92.44
50248	Verizon Wireless – Dept. Cellular	102.57

50249	Wergin's Lawn Service – Franzen's (mowing)	60.00
50250	Windstream Nebraska – Local Phone, Internet	358.87
50272	Ameritas Group – Pension, Pension X	1515.30
50273	Aflac – Disability, Cancer, Accident, Supplemental	463.96
50274	Fort Dearborn Life Insurance – Life Insurance	113.52
50275	Shell Fleet Plus – Fuel Expense	759.10
50281	Alamar Uniforms – Uniform Equip	142.84
50282	American Fence Co – Latch, Frt	118.95
50283	Austin Heckman – Reimburse Lifeguard Training	50.00
50284	Baker & Taylor – Books	514.06
50285	Berry – Directory Advertising	15.60
50286	Blevens Law Office – Legal Service for Aug	350.00
50287	City of Milford – Postage	51.40
50288	ConcreteWorks – Street Work	30341.00
50289	DEMCO, Inc – Book Processing Supplies	279.57
50290	Emergency Medical Products – Gloves, C-collars	1002.58
50291	Gale – LRG Books	49.83
50292	George Matzen – Anti Virus	278.99
50293	Great American Leasing – Meter Rent	80.00
50294	Heartsong Presents – Books	10.99
50295	Jessica Young – Reimburse Lifeguard Training	50.00
50296	Josiah Jensen – Reimburse Lifeguard Training	50.00
50297	Kelly Supply Co – Hex Bushing	17.28
50298	Kremer Electric – Service Call	153.48
50299	Lynn Peavey Co – Blood Alcohol Kits	19.95
50300	Megan Kremer – Reimburse Lifeguard Training	50.00
50301	Meyer Laboratory – Trash Liners, Gloves	632.22
50302	Milford School Dist – Parking Fines, Liquor Lic	40.00
50303	Nebraska Equipment Inc – Cutting Edge for Auger	85.42
50304	Poolmart Inc – Reagent Taylor	128.75
50305	Powerplan – Washer, O-ring, Labor	472.65
50306	Roxanne Roth – Cleaning Services	170.00
50307	Servi-Tech – Nitrogen, Coliform	94.60
50308	Subway Motors – Water Pump, O-ring, Labor	152.22
50309	TCA Outdoor Power – Lever Height, Knob Adj	8.65
50310	Union Bank – Gary Teslle Acct #55629	447.20
50311	Verizon Wireless – Well Control Monitor	54.12
50312	Walmart – Movies, clock, paint	47.33
50313	Watchguard – Repair/Upgrade on Unit #1	249.00

REPORTS OF OFFICERS, BOARDS AND COMMITTEES: Written reports received were Housing Authority minutes for August 12, 2010;

Milford Aging Services Board minutes for August 31, 2010; Library Board minutes for August 2, 2010; Pool Board minutes for August 4, 2010; Police Dept. activity report for August 2010; Milford Rescue NARSIS report for August 2010. Baker reported that the County will be tearing down the restrooms in the South Park next week. Chief Siebken presented his monthly report for August 2010.

COMMUNICATIONS: *Sales tax received for the month of June 2010 was \$15,823.82. *NPPD 2nd Qtr. Lease Agreement Payment received in the amount of \$35,897.77. *Thank you note received from the Milford Community Vacation Bible School Committee. *Thank you letter received from Charley Ackerman regarding pavement improvements on F Street.

NEW BUSINESS:

Introduction and Adoption of Resolution - Exceed Budget Limit by 1%:

Councilmember Fortune moved the adoption of the following Resolution seconded by Kral.

RESOLUTION NO. 458

RESOLVED, that the City of Milford, Nebraska exceed the budget limit for the 2010-2011 fiscal year by an additional 1%.

Roll call vote: Fortune yes, Kral yes, Baker yes, Heckman yes. Motion carried and Mayor declared Resolution #458 passed and adopted.

Jeanne Hoggins, City Clerk

Dean A. Bruha, Mayor

(SEAL)

Introduction and Adoption of Ordinance – Salaries 2010-2011 Budget Year: A motion was made by Fortune and seconded by Kral to introduce the following ordinance:

SALARY ORDINANCE

NO. 834

AN ORDINANCE TO ESTABLISH SALARIES FOR FULL TIME AND PART TIME CITY EMPLOYEES OF THE CITY OF MILFORD, NEBRASKA FOR THE FISCAL YEAR 2010-2011; AND TO PRESCRIBE THE TIME WHEN THE ORDINANCE SHALL BE IN FULL FORCE AND TAKE EFFECT; AND TO REPEAL ALL ORDINANCES IN CONFLICT HEREWITH. (See Ordinance Record)

Introduction and Adoption of Resolution – 2010-2011 Budget:

After due consideration, Heckman moved the adoption of the following Resolution, which was seconded by Fortune.

RESOLUTION # 459 ADOPTING BUDGET

WHEREAS, the Mayor and Council of the City of Milford, Nebraska have proposed a budget for the fiscal year 2010-2011; and

WHEREAS, a public hearing has been held upon said proposed budget; and

WHEREAS, no objections or remonstrances have been made concerning said budget; and

WHEREAS, the budget shall be adopted in the form as presented.

NOW, THEREFORE, BE IT RESOLVED that the annual budget of the City of Milford, Nebraska, be and the same hereby is adopted as follows:

GENERAL FUND

General Government	3,643,896.00
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Cash Reserve	1,969,930.00
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Total	5,613,826.00
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BOND FUND

Principal & Interest	291,913.00
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Cash Reserve	244,618.00
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Total	536,531.00
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BE IT FURTHER RESOLVED that the portion of said expenditures to be raised by public taxation collected by a property tax levied upon the assessed valuation of property in the City of Milford, Nebraska in the following sums, to-wit:

General All Purpose Levy	306,636.00
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Bond Levy	222,200.00
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Total	528,836.00
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BE IT FURTHER RESOLVED that the Clerk is hereby ordered and directed to certify to the County Clerk of Seward County, Nebraska the taxes levied under this Resolution.

Upon roll call vote, the vote was as follows: Voting "AYE": Heckman, Fortune, Baker, Kral. Voting "NAY": None. Absent and not voting: None.

The Mayor declared said Resolution duly adopted and directed the Clerk to file a copy thereof with the County Clerk of Seward County.

Jeanne Hoggins, City Clerk

Dean A. Bruha, Mayor

(SEAL)

Introduction and Adoption of Ordinance – 2010-2011 Budget: Council member Fortune introduced the following ordinance seconded by Kral.

ORDINANCE NO. 835

“THE ANNUAL APPROPRIATION BILL OF THE CITY OF MILFORD, NEBRASKA, FOR THE FISCAL YEAR FROM OCTOBER 1, 2010 TO SEPTEMBER 30, 2011; TO PROVIDE FOR THE LEVYING OF TAXES FOR THE USE OF THE CITY OF MILFORD, NEBRASKA, FOR ALL MUNICIPAL PURPOSES FOR SAID FISCAL YEAR AS SHOWN ON THE ASSESSMENT ROLL FOR SAID YEAR, AND TO PROVIDE FOR CERTIFYING ALL TAX LEVIES AND DELINQUENT SPECIAL ASSESSMENTS TO THE COUNTY CLERK OF SEWARD COUNTY, NEBRASKA; AND TO PRESCRIBE THE TIME THIS ORDINANCE SHALL BE IN FORCE AND TAKE EFFECT.” (See Ordinance Record)

With no objections Mayor Bruha proceeded to next agenda item of the regular meeting.

NRD representative Jay Bittner arrived.

UNFINISHED BUSINESS:

Bucket Truck Replacement: Gary TeSelle reported that repairs were made to the truck they had been looking at. They replaced the engine clutch assembly and did a compression check. The engine has a 148 day guarantee. The controls are easier to operate on the truck and the brakes are much better. Heckman questioned if it met OSHA requirements and is up to code. He also asked if they were going to provide training. Gary will look into this. Purchase price for the truck is \$17,000.00 and payment will be split between Streets and Sewer. A motion was made by Kral and seconded by Fortune to complete the purchase of the bucket truck. Roll call vote: Kral yes, Fortune yes, Baker yes, Heckman yes. Motion carried.

School Safety Lights: Gary TeSelle reported on two different options for the lights, one required a lot of electrical work and the other was a solar light that Kremer Electric had researched. The solar light was much less evasive to the area and cost the same amount. The system would require a battery and less maintenance. Chief Siebken reported that the School is willing to pay half the cost. Heckman questioned how long the battery would last and the cost of the battery. Fortune asked the cost of the lights, Siebken reported \$13,500.00. The only request the Supt. of School had was to have a key to adjust times during early outs, otherwise they would be at set times established by ordinance. Heckman questioned where the money was coming from. Kral thought it would come out of this years budget. Baker noted that when we originally started talking about this we were going to look into Safe Routes to School. Since that time the deadline to apply has come and gone. Discussion in the past was held about safety markings to cross Hwy 6 and Kral asked Mayor Bruha if he had heard anything from the State of NE. It was requested that Mayor Bruha submit a letter to the State

noting the visibility issue and request a study. Location of the lights on First Street were discussed. Fortune would like the maintenance dept. to look into the cost of the batteries. A motion was made by Fortune and seconded by Kral to table this item until next month. Roll call vote: Fortune yes, Kral yes, Baker yes, Heckman yes. Motion carried.

ADJOURNMENT: A motion was made by Kral and seconded by Fortune to adjourn the meeting. Roll call vote: Kral yes, Fortune yes, Baker yes, Heckman yes. Motion carried and meeting adjourned at 8:00 pm.

Jeanne Hoggins, City Clerk

Dean A. Bruha, 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 September 7, 2010 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