

CITY OF MILFORD
REGULAR MEETING
SEPTEMBER 6, 2005
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 6th day of September 2005 at 7:30 pm. Present were: Mayor J. Elaine Plessel; Council members: Dean Bruha, Rick Fortune, Terry Good, Lyle Neal; Attorney Robert Blevens; Chief of Police Forrest Siebken, City Clerk Jeanne Hoggins. Also present: Gary TeSelle, Wayne Stohlman, Don and Leola Eberspacher, Travis & Isaac Yeackley, Mildred Heyen, Vera Havener 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 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 7:31 p.m.

MINUTES: A motion was made by Fortune and seconded by Good to approve the minutes of the August 2, 2005 meeting. Roll call vote: Fortune yes, Good yes, Bruha yes, Neal yes. Motion carried.

PAYMENT OF BILLS: A motion was made by Bruha and seconded by Neal that the following bills in the amount of \$213,323.76 approved by the Auditing Committee be approved for payment. Roll call vote: Bruha yes, Neal yes, Fortune yes, Good yes. Motion carried.

SALARIES:

| | | |
|-------|-------------------|---------|
| 40954 | Mark Frey | 1219.03 |
| 40955 | Forrest K Siebken | 1174.64 |
| 40956 | Mavis Lynn Ferris | 27.89 |
| 40957 | Jeanne M Hoggins | 1072.83 |
| 40958 | Gary Lee TeSelle | 592.58 |
| 40959 | Scott Dean Fosler | 870.31 |
| 40960 | Robert L Hull | 830.18 |
| 40961 | Beverly J Wehrs | 454.70 |
| 40962 | Edna A Riedl | 371.72 |
| 40963 | David R Dahle | 960.19 |

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| 40964 | Louis J Bialas | 824.95 |
| 40965 | Arlene F Sieck | 289.86 |
| 40966 | Marcus A Siebken | 157.72 |
| 40967 | Amanda R Fichtner | 538.70 |
| 40968 | Dustin R Lindgren | 101.75 |
| 40969 | Bryce C Johnson | 819.82 |
| 40970 | Philip Winkelmann | 776.84 |
| 40971 | Regan Beranek | 159.50 |
| 40972 | Whitney Page | 484.20 |
| 40973 | Daniel A DeJong | 428.59 |
| 40974 | George A Matzen | 243.53 |
| 40975 | Micaela Daley | 322.33 |
| 40976 | Aaron L Miller | 227.04 |
| 40977 | Britney S Schweitzer | 457.87 |
| 40978 | Brooke A Schweitzer | 256.78 |
| 40979 | Tracy L Yeackley | 549.08 |
| 40980 | Darrin D Velder | 448.85 |
| 40981 | Brittany J Roth | 27.22 |
| 40982 | Lori L. Suhr | 368.99 |
| 41038 | Mark Frey | 1219.03 |
| 41039 | Forrest K Siebken | 1174.64 |
| 41040 | Mavis L Ferris | 27.89 |
| 41041 | Jeanne M Hoggins | 1072.83 |
| 41042 | Gary Lee TeSelle | 943.50 |
| 41043 | Scott Dean Fosler | 908.11 |
| 41044 | Robert L Hull | 809.45 |
| 41045 | Beverly J Wehrs | 509.01 |
| 41046 | Edna A Riedl | 359.65 |
| 41047 | David R Dahle | 877.38 |
| 41048 | Louis J Bialas | 879.00 |
| 41049 | Arlene F. Sieck | 221.11 |
| 41050 | Marcus A Siebken | 210.97 |
| 41051 | Amanda R Fichtner | 538.70 |
| 41052 | Bryce C Johnson | 805.50 |
| 41053 | Philip Winkelmann | 848.31 |
| 41054 | Regan Beranek | 123.12 |
| 41055 | Whitney Page | 250.35 |
| 41056 | Daniel A DeJong | 292.58 |
| 41057 | George A Matzen | 231.70 |
| 41058 | Micaela Daley | 126.09 |
| 41059 | Aaron L Miller | 313.99 |
| 41060 | Britney S Schweitzer | 252.14 |

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| 41061 | Brooke A Schweitzer | 270.71 |
| 41062 | Tracy L Yeackley | 555.99 |
| 41063 | Darrin D Velder | 237.50 |
| 41064 | Lori L Suhr | 310.01 |
| 41070 | Roger L Kness | 72.35 |
| 41071 | Joyce Elaine Plessel | 184.70 |
| 41072 | Ricky Gene Fortune | 138.52 |
| 41073 | Dean Alan Bruha | 138.52 |
| 41074 | Emerson L. Neal | 138.52 |
| 41075 | David Terry Good | 138.52 |
| 41076 | Mark Frey | 1219.03 |
| 41077 | Forrest K Siebken | 1174.64 |
| 41078 | Jeanne M Hoggins | 1072.83 |
| 41079 | Gary Lee TeSelle | 780.23 |
| 41080 | Scott D Fosler | 870.31 |
| 41081 | Robert L Hull | 759.73 |
| 41082 | Beverly J Wehrs | 456.72 |
| 41083 | Edna A Riedl | 42.74 |
| 41084 | David R Dahle | 857.53 |
| 41085 | Louis J Bialas | 824.95 |
| 41086 | Arlene F Sieck | 291.77 |
| 41087 | Marcus A Siebken | 184.34 |
| 41088 | Bryce C Johnson | 830.51 |
| 41089 | Philip Winkelmann | 775.84 |
| 41090 | Regan Beranek | 139.91 |
| 41091 | George A Matzen | 252.42 |
| 41092 | Tracy L Yeackley | 555.99 |

GENERAL FUND:

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| 40953 | US Postmaster – Utility Billing Postage | 141.67 |
| 40983 | Ameritas Life Ins. – Pension | 1413.15 |
| 40984 | Alltel – Directory advertising, cellular, DSL | 352.12 |
| 40985 | Alltel Communications – Service Agreement | 592.80 |
| 40986 | Alltel (Long Distance) – Service for July | 3.08 |
| 40987 | Aramark Uniform – Pants & Rags | 210.18 |
| 40988 | Scott Burroughs – Reimburse Meals & Room | 354.14 |
| 40989 | Butch’s Welding – Labor on Paint Sprayer | 299.33 |
| 40990 | Culligan Water – Soft Water | 59.50 |
| 40991 | Farmers Coop – Gas/Diesel for July, Oil, Oil change | 1759.42 |
| 40992 | Creative Consultants – Work on Printer Problem | 70.00 |
| 40993 | Deep Rock – Drinking Water | 18.39 |
| 40994 | Eakes Office Plus – Post its, PO Books, Copies | 309.74 |
| 40995 | Ed M. Feld Equip – Bottle Hydrottest | 75.00 |

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| 40996 | Electric Pump – Electric Motor | 4035.26 |
| 40997 | EMP – Rescue Supplies | 640.57 |
| 40998 | Farm Plan – Air reel, slide reel | 146.44 |
| 40999 | Gall’s Inc. – Dome’s for Light Bar | 124.96 |
| 41000 | Garbage Co. – Garbage Pickup for July | 115.14 |
| 41001 | Gene’s Electric – New Water Heater & Labor | 1055.09 |
| 41002 | Great Plains-One Call – Locate Requests | 17.00 |
| 41003 | Hawkins Water Treatment – Chlorine Sticks, Phosphate | 2680.66 |
| 41004 | Hydraulic Equipment – Cable Ass’y | 120.39 |
| 41005 | JEO Consulting – Comprehensive Plan | 2552.50 |
| 41006 | Meyer-Century Lab – Traffic Paint, Trash Liners | 1081.00 |
| 41007 | Matthew Bender – Books | 246.10 |
| 41008 | Memorial Health Care – Immunizations (J. Dinges) | 123.00 |
| 41009 | Milford Chamber – Community Clean Up Day | 326.67 |
| 41010 | Milford School Dist. – Labor & Donation | 1030.00 |
| 41011 | Milford Times – Notices, Minutes, Cemetery Deeds | 456.17 |
| 41012 | Municipal Supply – Adapters, Coupling | 201.99 |
| 41013 | NE Dept. of Revenue – Sales Tax for July | 2037.55 |
| 41014 | NE Motor Parts – Spark Plug, Belt, Clamp, Tape | 46.57 |
| 41015 | NPPD – July Service | 6774.09 |
| 41016 | NE Tech & Telecomm – Service for July | 516.21 |
| 41017 | OMB Police Supply – Ballistic Vest | 1126.99 |
| 41018 | Pac-N-Save – Concession @ Pool | 238.58 |
| 41019 | Aquila – Service for July | 452.05 |
| 41020 | Pizza Kitchen – Evening Meal for July 21 | 120.00 |
| 41021 | Rediger Chevrolet – Oil Filter | 7.90 |
| 41022 | Roxanne Roth – Cleaning Services | 420.00 |
| 41023 | Mrs. Wayne Roth – Birthday Cake | 16.00 |
| 41024 | Sam’s Club – Paper Towels, Toilet Paper, Lysol | 163.59 |
| 41025 | Schlegel’s – Dog Food, Plates & cups | 11.96 |
| 41026 | SPPD – Wells 1 & 2 | 597.26 |
| 41027 | Sioux Sales Co – Sight Tool for AR-15 | 13.65 |
| 41028 | Sunrise Country Manor – July Meals | 1040.40 |
| 41029 | Talley Communications – Antennas & Cable Mobile | 64.59 |
| 41030 | Troyer Concrete | 6097.00 |
| 41031 | Walmart Community – 2 gallons barn paint | 21.96 |
| 41032 | Beverly Wehrs – Paper Supplies | 45.73 |
| 41033 | Daniel Cadenbach – WA/SW Deposit Refund | 50.00 |
| 41034 | Shawna Hardison – WA/SW Deposit Refund | 50.00 |
| 41035 | Shani Mach – Swimming Lesson Refunds | 21.00 |
| 41036 | Lewis Miller – WA/SW Deposit Refund | 50.00 |
| 41037 | Jacob Taylor – WA Deposit Refund | 2.19 |

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| 41065 | Ameritas Life Ins. – Pension | 1413.15 |
| 41066 | Fortis Benefits – Health Ins. | 7587.22 |
| 41067 | MVP – '05 E450 Medtec Ambulance | 136199.00 |
| 41068 | HealthPlan Services – Health Ins. | 6478.75 |
| 41069 | Ameritas – Dental & Vision Coverage | 1010.32 |
| 41094 | AFLAC – Dis, Cancer, Suppl, Acc | 295.16 |
| 41095 | Best Buy – DVR, Camera Case | 130.98 |
| 41096 | Blevens Law Office – Legal service for August | 350.00 |
| 41097 | Blue Valley Pest Control – Sprayed Buildings | 100.00 |
| 41098 | Branding, Inc. – Portable Toilets (Fun Days) | 240.00 |
| 41099 | Centaur Enterprises – Curb & Choke Cleaner, oil | 277.35 |
| 41100 | City of Milford(Petty Cash) – postage, markers | 43.91 |
| 41101 | Follet Software – Web collection | 1200.13 |
| 41102 | Fort Dearborn Life Ins. – Life Insurance | 103.20 |
| 41103 | Galaxy Cablevision – Remaining Cable Internet | 3.32 |
| 41104 | Gaylord Bros – Labels | 13.04 |
| 41105 | Heartsong Presents – Books | 10.99 |
| 41106 | Jeanne Hoggins – Mileage to Seward | 7.44 |
| 41107 | Ingram Library – Books & CD's | 213.87 |
| 41108 | JWC Environmental – Grinder, Core Cost | 5710.89 |
| 41109 | JEO Consulting – Comprehensive Plan | 1448.50 |
| 41110 | Junior Library – Books | 95.00 |
| 41111 | Kiner Supply – 1-1/2 x 6 SS Split | 11.29 |
| 41112 | Library Video Co – DVD's | 198.43 |
| 41113 | Midwest Tape – DVDs | 273.85 |
| 41114 | Milford School Dist – Parking Fines, Liquor Lic | 45.00 |
| 41115 | Milford Volunteer Fire Dept. – Hastings Ext. Weekend | 660.00 |
| 41116 | Municipal Supply – Brass Adapter, Shell Cutter | 227.62 |
| 41117 | Mutual of Omaha – Disability | 79.33 |
| 41118 | National Geographic Society – 1 year subscription | 34.00 |
| 41119 | NE Library Commission – OCLC Products for July | 130.00 |
| 41120 | NE Law Enforcement Training – Fire-arm Recert. | 50.00 |
| 41121 | NE Dept of Revenue – Additional sales tax for May | 1295.35 |
| 41122 | Nebraska Health Laboratory – Nitrate/Nitrite, coliform | 366.00 |
| 41123 | NE Dept of Agriculture – Animal Shelter renewal lic. | 150.00 |
| 41124 | NE Rural Water Assoc. – Backflow Brochures | 85.00 |
| 41125 | Newsweek – 4 year subscription | 78.00 |
| 41126 | Orschelns – Materials | 19.98 |
| 41127 | Pioneer Overhead Door – Spring on Overhead Door | 65.00 |
| 41128 | Poolmart – Pool test kit, hose end | 404.10 |
| 41129 | Regent Book Co. – 65 Books | 912.39 |
| 41130 | Edna Riedl – Mileage to CASTL | 21.08 |

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| 41131 | Roxanne Roth – Cleaning Services | 250.00 |
| 41132 | Scheels – Training Ammo & Equip. | 89.82 |
| 41133 | Software Plus – Windows Server STD. | 124.91 |
| 41134 | SCC Lincoln – EMT Basic Books | 565.00 |
| 41135 | Subway Motors – Clip, Knob, Labor | 63.61 |
| 41136 | Technical Maintenance – Labor, Mileage | 917.40 |
| 41137 | Taste of Home – 2 year subscription | 22.98 |
| 41138 | Today’s Christian Woman – 3 year Subscription | 32.50 |
| 41139 | Union Bank – Gary TeSelle Acct #5562939 | 300.00 |
| 41140 | Utility Equipment – Repair Clamp | 244.92 |
| 41141 | Walmart Community – Rubberbands, pens, markers | 500.30 |
| 41142 | Beverly Wehrs – Paper supplies from Sam’s | 41.97 |
| 41143 | World Almanac Education – Chilton Service Manual | 984.98 |
| 41144 | Patrick Chohan – WA/SW Deposit Refund | 50.00 |
| 41145 | Brent Pederson – WA/SW Deposit Refund | 50.00 |
| 41146 | Micaela Daley – Reimbursement for Lifeguard Cert. | 50.00 |
| 41147 | Daniel Dejong – Reimbursement for Lifeguard Cert. | 50.00 |
| 41148 | Amanda Fitchner – Reimbursement for Lifeguard Cert. | 50.00 |
| 41149 | Dustin Lindgren – Reimbursement for Lifeguard Cert. | 50.00 |
| 41150 | Whitney Troyer – Reimbursement for Lifeguard Cert. | 50.00 |
| 41151 | Britany Schweitzer – Reimbursement for Lifeguard Cert. | 50.00 |
| 41152 | Brooke Schweitzer – Reimbursement for Lifeguard Cert. | 50.00 |
| 41153 | Lori Suhr – Reimbursement for Lifeguard Cert. | 50.00 |
| 41154 | Darrin Velder – Reimbursement for Lifeguard Cert. | 50.00 |

REPORTS OF OFFICERS, BOARDS AND COMMITTEES: Written reports received were Planning & Zoning Commission minutes for August 11, 2005; Library Board minutes from July 21 and August 18, 2005; Milford Aging Services Commission minutes from August 16, 2005; Pool Board minutes from August 16 2005; Police Dept. Activity Report for July and August 2005. Bruha – some of First Street sidewalk and curb repairs are being completed. Chief Siebken – presented July and August Police Activity Report. Reviewed August reporting 1039 total calls for service. Chief Siebken attended the DARE Conference in San Antonio, TX last month. Siebken is the DARE facilitator at the Elementary School. He also attended a course on terrorism, noting the amount of people that pass thru Milford. Officer Hull will be attending a Domestic Abuse and stalking conference in Baltimore. Seward County Drug Fund paid for both Siebken and Hull to attend these classes. Gary TeSelle – The City will no longer be taking the recycling trailer to David City as we were told they are no longer taking recyclables. We will be trying Lincoln or York. More man power will be needed to unload trailer as it is not available in Lincoln or York. We will no longer accept aluminum, Styrofoam or plastic bags. The trailer is

being utilized and needs to be emptied at least once a week. Travis Yeackley reported on August's fire and rescue calls. The new ambulance is in service. Fun Days went well with the Fire Dept. serving 500 Pork Burgers along with the water fight exhibition and attendance of the Star Care helicopter. Stohlman submitted a couple of e-mails from NIMS (National Incident Management System) Integration Center. Two classes are being held in Seward on Sept. 8, 2005, 9:00 am and 7:00 pm. All City representatives are encouraged to take a test to become NIMS compliant, which will aid in Homeland Security Grant Funds in case of a disaster. If unable to attend the class, the test can be taken on line.

COMMUNICATIONS: *Sales tax received for the month of June 2005 was \$14,650.14. *NPPD Lease payment for the 2nd quarter 2005 received in the amount of \$31,818.39. *Invitation to the Seward County Courthouse rededication program scheduled for Sept. 18, 2005. Thank you from Tiffany Fougeron for allowing her to paint fire hydrants as a fund raiser for the trip to Costa Rica.

UNFINISHED BUSINESS:

Introduction and Adoption of Ordinance – Shut off valve per living unit: Council member Fortune introduced the following Ordinance:

ORDINANCE NO. 772

AN ORDINANCE TO REQUIRE A SEPARATE WATER SHUT OFF VALVE FOR EACH PREMISES OR TENEMENT OF A MULTIPLE USE OR OCCUPANCY UNIT (RESIDENTIAL OR COMMERCIAL), WITHIN THE MUNICIPAL ZONING JURISDICTION; TO REPEAL ALL ORDINANCES IN CONFLICT HEREWITH AND TO PRESCRIBE THE TIME THIS ORDINANCE SHALL BE IN FULL FORCE AND TAKE EFFECT. (See Ordinance Record)

E911 Budget 2005-2006: Milford's Share at 4% equals \$15,093.00 for the operations of the communication center. A motion was made by Neal and seconded by Good to approve the E911 Budget for the fiscal year 2005 – 2006. Roll call vote: Neal yes, Good yes, Bruha yes, Fortune yes. Motion carried.

NEW BUSINESS:

Introduction and Adoption of Resolution – Exceed Budget Limit by 1%: Councilmember Bruha moved the adoption of the following Resolution seconded by Fortune.

RESOLUTION NO. 414

RESOLVED, that the City of Milford, Nebraska exceed the budget limit for the 2005-2006 fiscal year by an additional 1%.

Roll call vote: Bruha yes, Fortune yes, Good yes, Neal yes. Motion carried and Mayor Plessel declared Resolution #414 passed and adopted.

Jeanne Hoggins, City Clerk

J. Elaine Plessel, Mayor

Introduction and Adoption of Ordinance – Salaries 2005-2006 Budget

Year: Councilmember Neal introduced the following Ordinance:

ORDINANCE NO. 773

AN ORDINANCE TO ESTABLISH SALARIES FOR FULL TIME AND PART TIME CITY EMPLOYEES OF THE CITY OF MILFORD, NEBRASKA FOR THE FISCAL YEAR 2005-2006; 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 – 2005-2006 Budget:

After due consideration, Neal moved the adoption of the following Resolution, which was seconded by Good.

RESOLUTION #415 ADOPTING BUDGET

WHEREAS, the Mayor and Council of the City of Milford, Nebraska have proposed a budget for the fiscal year 2005-2006; 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

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| General Government | 3,779,241.00 |
| Cash Reserve | 1,213,754.00 |
| Total | 4,992,995.00 |

BOND FUND

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|----------------------|------------|
| Principal & Interest | 197,500.00 |
| Cash Reserve | 81,174.00 |
| Total | 278,674.00 |

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:

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| General All Purpose Levy | 202,000.00 |
| Bond Levy | 202,000.00 |

Total 404,000.00

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": Neal, Good, Bruha, Fortune. 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

J. Elaine Plessel, Mayor

Introduction and Adoption of Ordinance – 2005-2006 Budget:
Councilmember Bruha introduced the following Ordinance:

ORDINANCE NO. 774

"THE ANNUAL APPROPRIATION BILL OF THE CITY OF MILFORD, NEBRASKA, FOR THE FISCAL YEAR FROM OCTOBER 1, 2005 TO SEPTEMBER 30, 2006; 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)

Jim Eberly, Tina Zegers and Brad & Donna Havener arrived.

Introduction and Adoption of Resolution – Final Tax Request:

Council member Bruha introduced the following resolution, which was seconded by Neal.

RESOLUTION #416

BE IT RESOLVED BY THE MAYOR AND COUNCIL OF THE CITY OF MILFORD, NEBRASKA:

WHEREAS, Nebraska Revised Statute 77-1601.02 provides that the property tax request for the prior year shall be the property tax request for the current year for purpose of the levy set by the County Board of Equalization unless the Governing Body of the City of Milford passes by a majority vote a resolution or ordinance setting the tax request at a different amount; and

WHEREAS, a special public hearing was held as required by law to hear and consider comments concerning the property tax request; and

WHEREAS, it is in the best interests of the City of Milford that the property tax request for the current year be a different amount than the property tax request for the prior year.

NOW, THEREFORE, the Governing Body of the City of Milford, by a majority vote, resolves that:

1. The 2005 – 2006 property tax request be set at:

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| | | <u>Levy</u> |
| REQUIRED FOR BONDS | \$202,000 | .3036 |
| REQUIRED FOR ALL OTHER PURPOSES | \$202,000 | .3035 |
| TOTAL PROPERTY TAX REQUEST | \$404,000 | .6071 |

2. A copy of this request be certified and forwarded to the Seward County Clerk on or before October 13, 2005.

Upon roll call vote as follows: Bruha yes, Neal yes, Fortune yes, Good yes. Motion carried.

J. Elaine Plessel, Mayor

Jeanne Hoggins, City Clerk

Appointments: A motion was made by Fortune and seconded by Bruha to approve the Mayor's recommendation to reappoint Glenn Weaver to the Cemetery Board for a 3 year term. Roll call vote: Fortune yes, Bruha yes, Good yes, Neal yes. Motion carried.

Award Bid – Sr. Meals: A motion was made by Good and seconded by Fortune to award the Sr. Meal bid to Crestview Care Center in the amount of \$3.00 per meal. Roll call vote: Good yes, Fortune yes, Bruha yes, Neal yes. Motion carried.

Veteran's Memorial at Sr. Center: Mildred Heyen, Chair person for the American Legion Auxiliary presented a drawing and cost estimate for a memorial to be placed in between the benches along the north side of the Sr. Center. The memorial is to recognize our fallen soldiers. Good noted the Milford Aging Services Commission had approved the memorial at their last meeting. Bruha suggested dating the memorial. A motion was made by Good and seconded by Bruha to approve the placement of the American Legion Auxiliary memorial at the Sr. Center recognizing our fallen soldiers. Roll call vote: Good yes, Bruha yes, Fortune yes, Neal yes. Motion carried. Bruce Stutzman arrived.

Award Bid – Trailer Mount Sewer Jet: Gary TeSelle explained the need to go with the trailer from Elliott Equipment. Reasons being: higher pressure needed to hydraulically spin the heads for removal of tree roots, diesel engine supplies more torque to keep the pressure up. A motion was made by Fortune and seconded by Good to award the bid to Elliott Equipment for a trailer mount sewer jet at a cost of \$40,436.00. Roll call vote: Fortune yes, Good yes, Bruha yes, Neal yes. Motion carried.

Assistant Pool Manager wages: It was recommended by the Pool Board to pay Amanda Fichtner the difference between her salary and Todd's salary as Todd never received his Pool Operator's Certificate and the additional time Amanda spent at the pool. Fortune wanted it noted that the money would be coming from the unpaid balance as a result of Todd LaVelle's contract not being fulfilled. A motion was made by Neal and seconded by Bruha to

approve additional payment of \$500.00 to Amanda Fichtner for her services and commitment to the Pool this summer. Roll call vote: Neal yes, Bruha yes, Fortune yes, Good yes. Motion carried.

Introduction and Adoption of Ordinance – Speed limit change/State Street and School Zone/ State Street & First Street: Representatives from SCC, the County and Chief Siebken met 2 weeks ago to discuss the results of the traffic study and to determine speed limits at both entrances into the College. A 25 mph speed limit has been posted at both entrances with flashing lights representing a 15 mph speed limit. The study showed 500 to 700 vehicles passing thru the College on a daily basis. The County and Dept. of Roads do not have a problem with the decision. Discussion was held regarding School Zones, which would in turn double fines for any speeding violations. Chief Siebken also introduced an idea of flashing lights in front of the Elementary School. He noted that flashing lights would get the attention of motorists and slow down traffic to prevent an accident. Children have a tendency to run across First Street to the practice football field. Neal suggested using the light on 5th Street when and if a solution is determined at the time of updating the crosswalk on Hwy 6. It was suggested to look into the cost of flashing lights and a decision would be made at a later date. Council member Bruha introduced the following ordinance:

ORDINANCE NO. 775

AN ORDINANCE TO AMEND ARTICLE 3, SECTION 5-303 OF THE MILFORD MUNICIPAL CODE RELATING TO SPEED LIMITS; TO PRESCRIBE THE TIME THIS ORDINANCE SHALL BE IN FORCE AND TAKE EFFECT. (See Ordinance Record)

Relocation of water main on 6th & 7th Street: Bruha was approached regarding moving the water main running thru Tax lot 51 owned by Vera Havener. The water main runs along the east property line of the lot. Havener's would like to sell the lot to a neighbor who in turn would like to place a garage next to his current home. The garage would extend into the portion of tax lot 51, which would be directly over the water main. Building over the old sand cast water main would not be a good idea. Gary TeSelle suggested abandoning the water line running north & south along tax lots 51 and 52 and extending the water main west on 7th Street and tying into the water main on "D" Street. This could possibly increase the water pressure in this area of town. TeSelle gathered a cost estimate of \$15,000.00, which he felt was the worse case scenario. Brief discussion was held on who would be responsible for payment of moving the line. Council suggested gathering more accurate cost estimates and revisiting the issue at a later date.

Storm drainage improvement from Hwy 6 to 8th Street: Jim Eberly spoke on behalf of his daughter Tina Zegers, who owns 727 6th Street.

There is a natural waterway running thru Tina's property that has standing water in it. It is not safe to mow and they feel it is a health and safety issue. Chief Siebken photographed the areas from Hwy 6 to 8th Street and presented the photos to the Council. Discussion was held on how to correct the problem. Due to the amount of storm water that runs into this area, a lot of debris is carried along the way from other streets. The debris is carried to an area that pools in Don Eberspacher's yard before it flows thru the drainage tube. Clean up has always been an issue after a heavy rain. There are several areas along this strip that need to be cleared of silt, tall grass and weeds. The Council considered a temporary fix of cleaning out the silt in areas around the culverts. This project will definitely need to be engineered and the cost will be quite expensive. This is not a project that will be completed over night. Fortune suggested getting with Mark Frey and evaluating the situation and bringing an engineer into the picture to get some definite ideas and costs.

ADJOURNMENT: A motion was made by Fortune and seconded by Bruha to adjourn the meeting. Roll call vote: Fortune yes, Bruha yes, Good yes, Neal yes. Motion carried and meeting adjourned at 9:35 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 September 6, 2005 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