

CITY OF MILFORD  
REGULAR MEETING  
JULY 1, 2014  
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 1<sup>st</sup> day of July at 7:30 pm. Present were: Council members: Jeff Baker, Rick Fortune, Jeff Heckman, Dan Kral; Chief of Police Forrest Siebken; Attorney Robert Blevens; Acting Maintenance Supt. Gary TeSelle and City Clerk Jeanne Hoggins. Absent: Mayor Dean Bruha. Also present: David Potter with JEO, Logan Tuttle with the press, Karen Stauffer, Kevin Wingard, Randy Roth and Josie Stauffer.

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:** President of Council Baker called the meeting to order at 7:34 pm. and publicly stated to all in attendance that a current copy of the Nebraska Open Meetings Act is available for review and is posted in the northeast corner of the Webermeier Library Meeting Room.

**MINUTES:** A motion was made by Fortune and seconded by Kral to approve the minutes of the June 3, 2014 meeting. Roll call vote: Fortune yes, Kral yes, Baker yes, Heckman yes. Motion carried.

**PAYMENT OF BILLS:** A motion was made by Heckman and seconded by Kral that the following accounts payable bills in the amount of \$62,832.25 and payroll in the amount of \$33,463.80 totaling \$96,296.05 approved by the Auditing Committee be approved for payment. Roll call vote: Heckman yes, Kral yes, Baker yes, Fortune yes. Motion carried.

**SALARIES:**

57215	Forrest Siebken	1362.49
57216	Kendall Hoggins	1068.39
57217	Mavis Ferris	72.79
57218	Jeanne Hoggins	1308.36
57219	Gary TeSelle	1190.27
57220	Robert Hull	1044.96

57221	George Matzen	696.29
57222	Tracy Yeackley	790.74
57223	Jenna Filbert	380.80
57224	Benjamin Rediger	1118.48
57225	Hunter Jensen	517.16
57226	Joshua Dalton	219.62
57227	Cole Hartgerink	75.17
57228	Cady Vaverka	38.51
57229	Kile Jackson	1136.71
57230	Heather Wiles	344.33
57231	Scott McNeil	1003.23
57232	Sarah Long	153.99
57233	Ashley Kontor	428.50
57234	Joshua Schaben	443.82
57235	Alison Walla	374.94
57236	Craig Carritt	13.39
57237	Lindsey Sample	393.52
57238	Sandy Fisher	223.03
57239	Zach Danekas	272.84
57240	Natalie Kremer	130.56
57241	Brett Kremer	118.84
57242	Jeremiah Miller	155.67
57243	Aidan Pauley	236.01
57244	Mitchell Tucker	115.76
57245	Addison Pauley	284.56
57246	Maci Wingard	172.41
57247	Trey Frey	234.77
57312	Forrest Siebken	1362.49
57313	Kendall Hoggins	1087.42
57314	Mavis Ferris	78.12
57315	Jeanne Hoggins	1308.36
57316	Gary TeSelle	1421.55
57317	Robert Hull	1100.38
57318	George Matzen	696.29
57319	Tracy Yeackley	790.74
57320	Jenna Filbert	394.99
57321	Benjamin Rediger	952.80
57322	Hunter Jensen	605.82
57323	Joshua Dalton	137.18
57324	Cole Hartgerink	82.00
57325	Cady Vaverka	172.41

57326	Kile Jackson	985.69
57327	Heather Wiles	322.97
57328	Scott McNeil	1003.23
57329	Sarah Long	87.04
57330	Ashley Kontor	368.25
57331	Joshua Schaben	397.91
57332	Alison Walla	421.81
57333	Craig Carritt	11.72
57334	Lindsey Sample	422.60
57335	Sandy Fisher	451.43
57336	Zach Danekas	314.68
57337	Natalie Kremer	311.34
57338	Brett Kremer	73.65
57339	Jeremiah Miller	406.74
57340	Aidan Pauley	224.30
57341	Mitchell Tucker	78.67
57342	Addison Pauley	63.61
57343	Maci Wingard	239.36
57344	Trey Frey	367.08
57347	Rick Fortune	138.52
57348	Dean Bruha	184.70
57349	Jeffrey Baker	138.52
57350	Dan Kral	138.52

**GENERAL FUND:**

1081	Pepsi Cola of Lincoln-Concession Stand Pop	1019.00
57209	Nicholas Kadavy-Concrete Work	600.00
57210	Ross Brom-Deposit Refund	75.00
57211	Phillip Bruning-Deposit Refund	75.00
57212	Nicholas Emerson-Deposit Refund	13.75
57213	Troy Lutt-Deposit Refund	14.93
57214	U.S. Postmaster-Utility Billing Postage	204.22
57248	Ameritas-Pension	1474.58
57249	Union Bank-H.S.A	720.00
57250	American Legion Post 171- 4 U.S. Flags	117.09
57251	Aramark-Office Staff Polo's	62.81
57252	Aramark Uniform Services-Pants & Rags	612.87
57253	AT&T-Long Distance	11.17
57254	Black Hills Energy-Service for May 2014	513.38
57255	Blue River Transmissions-Unit 2 Repair	504.13
57256	Canon Solutions America-Maint Base & Copies	94.53
57257	Petty Cash- City	50.00

57258	Concrete Industries-Riser, Seal	113.80
57259	Diode Communications-Wild Blue Service	55.22
57260	Eakes-Paper, Office Chairs, Cash Receipts	765.23
57261	EBS-RMSCO-Vision Insurance for June	98.62
57262	Electronic Engineering-Mic Clip Mounts	70.80
57263	EMC-Addition for T-Ball Field	55.00
57264	Emergency Medical Products- Cot Sheets, Gloves	194.44
57265	Farmers Coop-Gas/Diesel for May	832.82
57266	Fastenal Company-Bolts for Slide	89.08
57267	G & P Development Landfill-Trash from Ball Fields	40.55
57268	Hawkins Inc.-Stabilizer, Filter Aid, Acid	980.59
57269	JEO Consulting- Milford Trails Master Plan	2325.00
57270	JR Welding-Welding Hose, Repair Bolt Holes	112.50
57271	Nicholas Kadavy- Balance of Work 7 <sup>th</sup> /Thornridge	600.00
57272	Kremer's Inc.- Repair Starter	95.79
57273	Lincoln Winwater Works-Coupling, Pipe, Clean Out	270.66
57274	Lindsey Sample-4 Pack 9V Batteries, Swimsuit	32.36
57275	Matheson Tri-Gas-O2 & Air Bottle Rental	96.72
57276	Milford A/C-Pilot Assy, Repair on Boiler	323.60
57277	Nebraska Motor Parts-SR CTR Key, Lamp, Air Filter	180.62
57278	Nebraska Public Health-Coliform Test	30.00
57279	NPPD-Service for May 2014	6812.43
57280	Northern Lawn & Underground-Parts, Service Call	140.04
57281	One Call Concepts-One Calls	37.70
57282	ORR Psychotherapy-Treatment- K. Millard	100.00
57283	Pac-N-Save-Fundraiser Supplies	122.65
57284	Pizza Kitchen-Food	669.49
57285	Plains Power & Equipment-Chain Saws, Blower	247.31
57286	Police Officers' Assoc. of NE-Handbook Updates	56.50
57287	Recreation Supply-Service Complete Test Kit	128.90
57288	Rediger Automotive-Oil Change	82.34
57289	Reimers Kaufman Concrete Products-Marble Dust	344.72
57290	Roxanne Roth-Cleaning Services	50.00
57291	Sack Lumber-Repair Pitwall	218.22
57292	Sam's Club-Candy for Pool, Concession Candy/Pop	1006.46
57293	Seward Co Public Power Dist.-Wells 1& 2	393.45
57294	Seward County Independent-Cleanup Ad, Minutes	264.44
57295	Shell Fleet Plus-Fuel	105.70
57296	Shell Fleet Plus-Gas for Shuttle Car	41.53
57297	Stutzman Digging-PVC	321.00
57298	Sunrise Country Manor-Meals for May 2014	456.75

57299	Talley Communications-Phantom Antenna	87.26
57300	Terri Lea Roth-WM. Webermeier Powers	190.00
57301	TeSelle Services-Boot Reimbursement	76.01
57302	Verizon Wireless-Cell Phones	95.28
57303	Verizon Wireless-Dept. Cell	105.01
57304	Waste Connections of NE-Service for May 2014	118.14
57305	Windstream Nebraska-Service for May 2014	704.58
57306	Your PC Express-3 New PC's	250.49
57307	DHHS-Variance Request for Slide	300.00
57308	Aflac-Dis, Cancer, Acc., Suppl.	434.78
57309	Blue Cross & Blue Shield-Health/Dental July 2014	7965.99
57310	Fort Dearborn-Life Insurance	127.28
57311	Randy Komenda-Umpire Fees 10U Girls	180.00
57345	Ameritas-Pension	1474.58
57346	Union Bank-H.S.A	720.00
57351	Allied Insurance-Bond Renewal	225.00
57352	Aloha Roth-Cake	40.00
57353	Aramark-Office Staff Polos	35.98
57354	Baker & Taylor-Books	714.02
57355	Blevens Law Office-Legal Services	350.00
57356	Canon Financial Services-Contract Charges	254.00
57357	VOID	
57358	Card Service Center-Postage	958.92
57359	City Petty Cash-Postage	52.60
57360	Culligan Water-Bottled Water, Cooler Rent	121.80
57361	EBS-RMSCO-Vision Insurance for July	98.62
57362	George Matzen-Vision Insurance for July	77.26
57363	Hawkins INC.-Hydrochloric Acid, Azone	8442.69
57364	JEO Consulting-Land Use Master Plan	2632.00
57365	JR Welding-Weld Dump Truck	45.00
57366	Kari Jakub-Lesson Reimbursement	30.00
57367	Kendall Hoggins-Steel Toed Boots	150.00
57368	Kremer's Inc.-Wading Pool, Vent Fan Repair	2145.90
57369	L&S Surveying-Lot Survey	300.00
57370	Milford Plumbing Inc-New Drinking Fountain	842.54
57371	Milford School Dist. #5-Parking Fines	25.00
57372	Municipal Supply, Inc-STY Based TPT	425.46
57373	Card Services-Recovery Strap	25.99
57374	Rembolt Ludtke-Wa Refunding Bonds	465.00
57375	Roxanne Roth-Cleaning Services	50.00
57376	Shell Fleet Plus-Fuel	942.00

57377	State of Ne-Elevator Inspection	140.00
57378	Super Spray Car Wash-Car Wash Tokens	150.00
57379	TCA Outdoor Power-Seat Kit	457.65
57380	TooFast Supply-Safety Glasses, Citrus Clean	77.82
57381	Tracy Yeackley-Mileage to Sam's	31.92
57382	Gary TeSelle-Medicare Part D	431.50
57383	Verizon Wireless-Well Control Monitor	80.02
57384	Walmart-Paint,Sand,Rollers,Food,Cleaning Supplies	290.25
57385	Waste Connections of NE-June Services	360.00
57386	Windstream NE-Service for May/June	275.95
57387	Zito Media-HD Cable	4.39

**REPORTS OF OFFICERS, BOARDS AND COMMITTEES:** Written reports received were Milford Housing Authority minutes for June 12, 2014; Milford Aging Services Committee minutes for June 24, 2014 and Milford Police Dept. Activity Reports for April and May 2014. Kral reported 1 false alarm fire call. TeSelle – State Street paving project is complete, tree trimming has begun, the aquifer is up 2' and he will be spraying for mosquitos again this week. Chief Siebken – Officer McNeil returned to work last Monday after his appendectomy. Officer Jackson is improving with experience, we have a couple of good Officers on board. All three Officers will be attending an Active Shooting Training. Officer McNeil will be looking into the nuisance properties around town and will start his schooling in August. Heckman – everything at the Library and Pool are good. The slide will be installed next week (July 7) and the State will be out for an inspection to complete this project. Fortune received a call from Larry Jantze and his plans are to move forward with the development at the end of growing season. Next year's budget needs to reflect this project. Baker - The Sr. Center is in transition of hiring a new Director. A few applications had been received but the decision was made to re-advertise until the position is filled. A joint effort of the Kiwanis, Chamber of Commerce and City of Milford organized the carving of 2 eagles in the Uptown Park. The Recreation program is winding down and the results of the Express teams running the concession stand are favorable. They are averaging \$300 - \$500 per night. This exceeds their commitment with the City Recreation Program.

**COMMUNICATIONS:** \*Sales tax received for the month of April 2014 in the amount of \$14,631.45. \*Thank you and pictures from the Beaver Crossing baseball teams showing their appreciation for the fund raiser baseball tournament and use of the fields.

**NEW BUSINESS:**

**Mill Sculptures around town – Josie Stauffer:** Chamber of Commerce representative Josie Stauffer informed the Council that she is working with the Historical Society for the 150<sup>th</sup> Birthday Celebration for Milford. She is having Jason Roth build water wheel sculptures to be placed around town highlighting different historical features. She is asking permission to place a couple of the structures on City property. Heckman questioned the City's responsibility of maintaining the sculptures. The ground around the sculptures would be the City's only responsibility. Heckman also asked the cost of pouring the concrete pad. Stauffer will check into that cost. If there is concrete available the sculptures can just be secured to the existing concrete. She is hoping to have everything installed and finalized for Fun Days. Josie will check on the concrete cost and placement issues and come back to the City Council with more information. Marian Eicher arrived.

**Master Trail Plan – JEO, Jeff Ray and David Potter:** Dave Potter with JEO Consulting Group presented a 5 phase plan for a walking/biking trail thru and around Milford. The trail highlights areas of town such as: Downtown, S.C.C., Uptown Park, Swimming Pool and South Park, Thornridge Golf Course, Welch Park, Old Grist Mill and North toward Camp Easter Seal. The proposed trail is very doable but with this project would come acquisition of R.O.W. and easements. Adopting the plan and presenting to the public opens the door for grant funding and donations. Documentation was provided breaking down each phase and cost mechanisms of that particular phase. Grants require a 10' wide path/trail but an 8' trail in certain areas is allowable with a variance. Having this plan in place will allow the City to work with future development and placement of any trails. Some alternative routes were noted: at the bridge south of S.C.C. going east; under the RR where the old underpass use to be and crossing the RR north of the Valley View Addition towards Camp Easter Seal. Phase 1 connects the Downtown area to S.C.C., Uptown Park, Elementary School and Welch Park. Phase 2 connects the Uptown Park with the Pool and S.C.C. as well as connecting Hwy 6 to the Elementary School. Phase 3 goes around the golf course making a connection with South Park and Hwy 6 west of town. Phase 4 includes the alternative routes as well as including the Old Grist Mill. Phase 5 includes regional connections to surrounding communities which is required for transportation grants. Dave identified some of the grant funding mechanisms that were included as part of the trail plan. The Council wanted time to review the information prior to approving it. Accepting the plan as presented does not tie the City to these direct routes, adjustments can be made as needed. They thanked Dave Potter and tabled the item until the August meeting.

**Zoning/Comprehensive Plan Updates, LB140 & LB997 – JEO:** Dave Potter informed the Council of 2 legislative bills which will require action by the City Council. The Energy Component Bill (LB997) passed by the legislature 3 to 4 years ago requires all counties and cities to have an energy element plan as part of the Comprehensive Plan. This requirement needs to be in place by January 1, 2015. The legislature did not provide a lot of direction but JEO is working with the League of NE Municipalities as they are creating a template to identify the capacity of energy used within a community. They are looking at sources such as hydro, solar and wind energy to identify ways a community can reduce consumption and use more of the alternative sources. By adding this to our Comprehensive Plan we can make the community aware of these sources.

The adoption of LB140 extends the 3 mile zoning jurisdiction around public airports to 10 miles. The new law prohibits construction in approach zones higher than 150 feet within three miles of the runway, with a maximum height of 900' at 10 miles. Milford may be affected by Seward's airport as well as Crete's airport. Existing structures are grandfathered. Cell towers are the biggest concern. The new airport zoning regulations will need to be updated or added to the Comprehensive Plan as well. It will take action by the City Council to update the Comprehensive Plan on both issues. JEO would like to look into both LB997 and LB140, verifying the airport distances and return with a proposal for the Council to consider.

**Proposal to construct townhouses on Welch Park Rd. – Randy Roth /Tim Springer:** Randy Roth presented a rough drawing of the proposed area along Welch Park Rd they are considering to develop with townhouses. He is proposing a private drive off of First Street heading south with 3 townhouses along the east and 2 along the west side of the private drive. In the future they are considering moving the Auris Roth house and placing 2 more townhouses facing First Street. He questioned if the dimensions are o.k. and what they need to do to proceed with this development. Discussion was held about setbacks and spacing between units. Kral questioned the drainage due to the amount of new concrete. Fortune suggested having the property engineered showing how the run-off of water will impact the surrounding properties. The whole platting process will need to take place as well as laying out all the lots. The Council encouraged Randy to move forward with having the property engineered for drainage and laying out the lots and utilities. Baker noted the housing study reflects about 14 townhouse units to be built in the next couple years helping the community grow. This development would really benefit Milford.

**Discuss/Action of gating brush pile at Lagoon:** Fortune was recently out at the Lagoons and noticed someone had dumped construction material onto



the brush pile. TeSelle also mentioned a log style fence and paneling have shown up as well. It is time to consider gating the area and have specific hours for the public to bring out their limbs etc... Someone will need to be present during those times to monitor the dumping. Fortune noted that people need a place to take their branches or downed trees but we can't have people sneaking out and dumping all kinds of stuff. Discussion was held regarding time, day and availability as well as the type of fencing. A reflective cable was discussed.

A motion was made by Fortune and seconded by Kral to have the Maintenance Dept. gate the area and set times for dumping. Heckman wanted to discuss further about the manpower to run this operation. Kral suggested individuals sign in and have the summer help man the gate. Heckman questioned early spring and fall when we don't have summer employees. Discussion was held as to how many Saturdays a month it would be open. Hoggins suggested possibly hiring an elderly person to sit out there on Saturday. Marian Eicher asked if there is a sign explaining what is allowed to dump. TeSelle noted there is currently a "No Trespassing" Sign. Baker did not want the maintenance employees to accrue overtime to sit out there. The motion reflects the Maintenance Dept. will gate the lagoon and discuss the schedule over the next month. Fortune will have a plan to present at the next meeting. Roll call vote: Fortune yes, Kral yes, Baker yes, Heckman yes. Motion carried.

**Set date for budget work night:** Council agreed to schedule the budget work night on Tuesday, July 15, 2014 starting at 5:30 pm.

**Special Designated Liquor License – Beer Garden, Sheri's Grill & Bar:**

A motion was made by Kral and seconded by Fortune to approve the Special Designated Liquor License for Sheri's Grill & Bar, August 16, 2014 for the Fun Days Event. Roll call vote: Kral yes, Fortune yes, Baker yes, Heckman yes. Motion carried.

**Introduction and Adoption of Resolution – 2014 Local Emergency Operations Plan (LEOP):** The resolution was presented but not the plan. The Council decided that they would like Gary Peterson to attend the next meeting and discuss the LEOP plan addressing the steps to take during a catastrophe. Item tabled until next month.

**ADJOURNMENT:** A motion was made by Fortune and seconded by Kral to adjourn the meeting. Roll call vote: Fortune yes, Kral yes, Baker yes, Heckman yes. Motion carried and meeting adjourned at 9:14 pm.

## 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 July 1, 2014 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