

CITY OF MILFORD  
REGULAR MEETING  
JULY 5, 2011  
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 5<sup>th</sup> day of July 2011 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; Maintenance Supt. Mark Frey and City Clerk Jeanne Hoggins. Also present: Brad Slaughter, Elaine Plessel, Lana Rourke, Marcie DeLong, Ryne Seaman, Mark Kolterman, Charlie Schumaker.

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. 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 Library Meeting Room.

**MINUTES:** A motion was made by Baker and seconded by Fortune to approve the minutes of the June 13, 2011 meeting. Roll call vote: Baker yes, Fortune yes, Heckman yes, Kral yes. Motion carried.

**PAYMENT OF BILLS:** A motion was made by Kral and seconded by Heckman that the following bills in the amount of \$45,686.36 and payroll in the amount of \$36,942.43 approved by the Auditing Committee be approved for payment. Roll call vote: Kral yes, Heckman yes, Baker yes, Fortune yes. Motion carried.

**SALARIES:**

51625	Mark Frey	1,457.65
51626	Forrest K Siebken	1,332.71
51627	Mavis Lynn Ferris	27.36
51628	Jeanne M. Hoggins	1,316.47
51629	Gary Lee TeSelle	887.37
51630	Robert L Hull	910.30

51631	Beverly J Wehrs	589.04
51632	David R. Dahle	1120.93
51633	George A. Matzen	664.43
51634	Tracy L. Yeackley	902.26
51635	David Tell Jensen	366.88
51636	Keaton Brent Schweitzer	388.68
51637	Larisa M Roth	398.71
51638	Megan Ashley Kremer	761.87
51639	Benjamin L. Rediger	924.28
51640	Shannon R Horsley	347.93
51641	Craig Corder	1200.00
51642	Shawna Fredericksen	440.09
51643	Jessica Young	549.07
51644	Josiah G Jensen	272.30
51645	Aaron Hostetler	126.56
51646	Jason Meyer	1140.90
51647	Melissa Kepler	465.14
51648	Dylan C Tegtmeier	195.31
51649	Caleb D Dahle	315.83
51650	Trevor J Hartgerink	242.55
51651	Kyle A Hoggins	290.72
51652	Rebecca R Anderson	254.31
51653	Kirk G Fredericksen	246.75
51654	Tiffany J Blair	271.91
51655	Sean R Stahly	82.09
51656	Allison T Spath	360.12
51663	Mark Frey	1457.65
51664	Forrest K Siebken	1332.71
51665	Mavis Lynn Ferris	68.40
51666	Jeanne M Hoggins	1316.47
51667	Gary Lee TeSelle	987.75
51668	Robert L Hull	934.62
51669	Beverly J Wehrs	559.35
51670	David R Dahle	1101.88
51671	George A. Matzen	606.81
51672	Tracy L Yeackley	752.08
51673	David Tell Jensen	225.21
51674	Keaton Brent Scwweitzer	336.01
51675	Larisa M Roth	509.22
51676	Megan Ashley Kremer	257.70
51677	Benjamin L Rediger	877.95

51678	Shannon R Horsley	285.56
51679	Craig A Corder	1130.14
51680	Shawna M Fredericksen	376.85
51681	Jessica M Young	503.55
51682	Josiah G. Jensen	212.95
51683	Aaron M Hostetler	90.64
51684	Jason D Meyer	1246.33
51685	Melissa A Kepler	302.82
51686	Dylan C Tegtmeier	146.80
51687	Caleb D Dahle	243.82
51688	Trevor J Hartgerink	219.03
51689	Kyle A Hoggins	177.85
51690	Rebecca R Anderson	173.62
51691	Kirk G Fredericksen	393.30
51692	Tiffany Blair	225.73
51693	Sean R Stahly	119.71
51694	Allison T Spath	173.62
51697	Ricky Gene Fortune	141.52
51698	Dean Alan Bruha	188.70
51699	Jeffrey M Baker	141.52
51700	Jeff Lee Heckman	141.52
51701	Dan V Kral	141.52
<b>GENERAL FUND:</b>		
51574	Allied Insurance – Secretary Bond (Yeackley)	225.00
51575	Ameritas Group – Dental & Vision	897.00
51576	Aramark Uniform Service – Pants & Rags	402.74
51577	Black Hills Utility – May Svc.	244.17
51578	Blue River Jewelry – Medals & Trophies	155.00
51579	Bob’s Automotive – Truck Repair	805.10
51580	Central States Lab – Handi Blue & Flags	404.61
51581	Coventry Health – Health Insurance	5785.57
51582	Crete Glass – Laminated Glass & Svc.	181.00
51583	Culligan Water – Drinking Water & Soft Water	138.25
51584	Diode Communications – May Svc.	55.22
51585	Dwight Baseball – 12U League Tournament	200.00
51586	Eakes Office Plus – Paper, Ribbon, Time Clock	445.47
51587	Farmers COOP – May Fuel	2012.63
51588	G&P Development – Solid Waste	64.82
51589	Great Plains One Call – One Calls	34.34
51590	Hawkins, Inc. – Stabilizer, Acid, Accu Tabs	1601.10
51591	Howard Johnson – Fire School Rooms	688.00

51592	Interstate All Batteries – Batteries	414.35
51593	Jessica Young – Cleaning Supp., Whistles, Med Kit	61.06
51594	John Deere Financial – Supercut Head	56.99
51595	Kremer Electric – Receptacle Wiring	639.48
51596	Martin Excavating – Black Dirt	100.00
51597	Matheson – Oxygen	48.36
51598	Midwest Mailing Solutions – Rate Chip	255.00
51599	Mrs. Wayne Roth	20.00
51600	Mutual of Omaha – Medicare Supplement	623.58
51601	Mutual of Omaha – Disability	30.24
51602	NE Law Enforcement – Firearm Instructor Recert	50.00
51603	NE Motor Parts – Bulb, Adhesive	5.52
51604	NE Public Health – Arsenic, Filters	48.00
51605	NE Public Power – May Svc.	5500.49
51606	O’Keefe Elevator – Repair Elevator	782.82
51607	Pizza Kitchen – Sr. Meals	159.61
51608	Rediger Chevrolet – Oil Change	29.55
51609	Roxanne Roth – Cleaning Svc.	50.00
51610	Sam’s Club – Bath Tissue, Pool Candy, Paper Towels	396.65
51611	Schaefer’s – Refrigerator	1049.00
51612	Seward Co PPD – Wells 1&2	513.23
51613	Seward Co. Independent – Minuets, Notices, Paper	204.45
51614	Shell Fleet Plus – Fuel for ’08 Truck	219.65
51615	Shell Fleet Plus – Car Gas	39.79
51616	Shell Fleet Plus – Fuel	972.60
51617	Subway Motors – Repair 93 Dodge, Oil Change	252.47
51618	Sunrise Country Manor – May Meals	836.00
51619	The Garbage Company – May Svc.	135.25
51620	Too Fast Supply – Hardwood Handles, Tape, Squeege	151.80
51621	Tracy Yeackley – Mileage For Medals	12.50
51622	Verizon Wireless – Fire Dept. Cell	92.39
51623	Verizon Wireless – Cellular Charges	102.73
51624	Windstream NE – Phone Svc	862.54
51657	Ameritas Group – Pension, Pension X	1560.95
51658	Union Bank – H.S.A.	575.00
51659	AFLAC – Cancer, Dis, Acc, Suppl	463.96
51660	Fort Dearborn – Life Insurance	113.52
51661	LABUA – Umpires 10U League Tourn	1376.00
51662	Sports Express – T-shirts 10U Tourn	730.65
51695	Ameritas Group – Pension, Pension X	1560.95
51696	Union Bank – H.S.A.	1911.00

51702	Alamar Uniforms – Two Uniform Shirts	122.51
51703	American Legion Post – US Flags	80.61
51704	Baker & Taylor – Books	821.22
51705	Biblinox LLC – Autocalling	100.00
51706	Blevens Law Office – Legas Svc for June	350.00
51707	Card Service Center – Swimsuits	425.90
51708	City Petty Cash – Postage, Adhesive, Weed Liens	47.15
51709	Culligan Water – Drinking Water	20.00
51710	Great American Leasing – Meter Rent	80.00
51711	Heartsong Presents – Books	25.98
51712	Ikon Office Solution – Meter Rent	196.88
51713	Jessica Young – Swimsuits	124.64
51714	Milford Plumbing – Repair Water Heater	45.00
51715	Milford School Dist. – Parking Fines	40.00
51716	Municipal Supply – 1” Tubing	209.01
51717	Oliva Audio Visual – Used Computer	450.00
51718	Roxanne Roth – Cleaning Svcs	50.00
51719	Seward Co. Independent – Help Wanted Ad	24.00
51720	Too Fast Supply – Air Compressor	492.49
51721	Union Bank – Gary TeSelle Acct, Medicare Part D	431.50
51722	Van Diest Supply – Biomist, Flushing Solution	867.50
51723	Verizon Wireless – Well Control Monitor	43.03
51724	Walmart – Scissors, Glue, Paper Towels, Time Piece	97.26
51725	Wergin’s Lawn Svc – Fertilize Sr. Center & B S	53.00
51726	Windstream NE – Sewer Plant Phone	49.21

**REPORTS OF OFFICERS, BOARDS AND COMMITTEES:** Written reports received were Milford Aging Services Commission minutes for June 28, 2011; Planning & Zoning Commission minutes for June 20, 2011; Swimming Pool Board minutes for June 28, 2011; Police Dept. activity report for June 2011; Milford Fire and Rescue NARSIS report for June 2011. Baker met at the Sr. Center on June 28<sup>th</sup> and discussion was held regarding fund raising and budget. The Potato Bake is scheduled for Friday night of Fun Days. Chief Siebken highlighted his monthly report and informed the Council of 116 plus vehicles that were painted during the night. A witness saw 3 individuals dressed in black but were never apprehended. Heckman met with the Pool Board on June 28 and they are having JEO bring back some options on the Pool expansion project. The diving board should be here tomorrow.

**COMMUNICATIONS:** \*Sales tax received for the month of April 2011 in the amount of \$12,638.36.

**UNFINISHED BUSINESS:**

**Form an Employee Handbook Review Committee:** Baker and Hoggins contacted the NE League of Municipalities and discovered that they do not have a template Employee Handbook but other communities could be contacted. Hoggins was referred to HR Director Sheila Schukei with the City of Norfolk and she suggested using an Attorney or if it wasn't too time consuming she would be able to take a look at ours. Fortune mentioned that Dorothy Bockoven helped with the 1<sup>st</sup> draft but we would need to research current law changes. It was decided to wait until after budget to pick up on this project.

**NEW BUSINESS:**

**Economic Development Presentation – Lana Rourke & Ryne Seaman:**

Ryne Seaman spoke on behalf of the Seward Area Development Corporation which is directly working with the Seward County Economic Development Committee. The joint task force has been working towards reviewing the existing economic development activities, developing a new structure to better serve the county, formulating a long-term budget and enhance reporting and accountability. SADC has a 12 member board. The group is asking for Milford to continue with its support of economic development at 5% or approximately \$4750.00 for 2011-2012. Discussion was held regarding projects that are currently being negotiated along with projects that have already been established. In Milford the projects noted were: Digitec, J & R Welding, CY Manufacturing and Wayne & Stacy Hartgerink. The group encouraged Milford to put together a group of “go-to” people within the community for future input or communication during a project. A new proposal is under way which would disband the current Interlocal Agreement and allow for private involvement. They would also like to see involvement of 1 Councilmember from Milford on the Board.

**Introduction and Adoption of Resolution – Call Outstanding Bonds:** A motion was made by Baker and seconded by Kral to introduce the following resolution:

RESOLUTION NO. 466

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

Section 1. That the following bonds, in accordance with their option provisions, are hereby called for payment on August 10, 2011, after which date interest on the bonds will cease:

Fire Equipment Bonds, dated July 12, 2005, in the principal amount of \$245,000, numbered as they are shown on the books and records of the Paying Agent and Registrar, maturing in the principal amount and bearing CUSIP numbers as follows:

<u>Principal Amount</u>	<u>Maturity Date</u>	<u>CUSIP No.</u>
\$20,000	May 15, 2012	599556 EV5
25,000	May 15, 2013	599556 EW3
25,000	May 15, 2014	599556 EX1
25,000	May 15, 2015	599556 EY9
25,000	May 15, 2016	599556 EZ6
30,000	May 15, 2017	599556 FA0
30,000	May 15, 2018	599556 FB8
30,000	May 15, 2019	599556 FC6
35,000	May 15, 2020	599556 FD4

Section 2. These bonds are to be paid at the office of the City Treasurer in Milford, Nebraska, as Paying Agent and Registrar.

Section 3. A true copy of this Resolution shall be filed by the City Clerk with the Paying Agent at least thirty (30) days prior to call date and the Paying Agent is hereby irrevocably instructed to take appropriate action to mail notice to the registered owner at least thirty (30) days prior to the call date.

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

PASSED AND APPROVED this 5th day of July, 2011.

ATTEST: \_\_\_\_\_ By \_\_\_\_\_  
City Clerk Mayor  
(SEAL)

A motion was made by Kral and seconded by Baker to introduce the following resolution:

RESOLUTION NO. 467

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

Section 1. That the following bonds, in accordance with their option provisions, are hereby called for payment on August 10, 2011, after which date interest on the bonds will cease:

General Obligation Sewer Refunding Bonds, Series 2004, dated April 15, 2004, in the principal amount of \$595,000, numbered as they are shown on the books and records of the Paying Agent and Registrar, maturing in the principal amount and bearing CUSIP numbers as follows:

<u>Principal Amount</u>	<u>Maturity Date</u>	<u>CUSIP No.</u>
\$65,000	November 15, 2011	599556 DW4
65,000	November 15, 2012	599556 DX2
70,000	November 15, 2013	599556 DY0
75,000	November 15, 2014	599556 DZ7
75,000	November 15, 2015	599556 EA1
80,000	November 15, 2016	599556 EB9

80,000  
85,000

November 15, 2017  
November 15, 2018

599556 EC7  
599556 ED5

Section 2. These bonds are to be paid at the principal corporate trust office of The Fremont National Bank and Trust Company, Fremont, Nebraska, as Paying Agent and Registrar.

Section 3. A true copy of this Resolution shall be filed by the City Clerk with the Paying Agent at least thirty (30) days prior to call date and the Paying Agent is hereby irrevocably instructed to take appropriate action to mail notice to the registered owner at least thirty (30) days prior to the call date.

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

PASSED AND APPROVED this 5th day of July 2011.

ATTEST: \_\_\_\_\_ By \_\_\_\_\_  
City Clerk Mayor  
(SEAL)

**Introduction and Adoption of Ordinance – Issue Refunding Bonds:** A motion was made by Heckman and seconded by Kral to introduce the following ordinance:

**ORDINANCE NO. 842**

AN ORDINANCE AUTHORIZING THE ISSUANCE OF FIRE EQUIPMENT REFUNDING BONDS, OF THE CITY OF MILFORD, NEBRASKA, IN THE PRINCIPAL AMOUNT OF TWO HUNDRED FIFTY-FIVE THOUSAND DOLLARS (\$255,000) ISSUED TO REFUND CERTAIN OUTSTANDING BONDS OF THE CITY; PRESCRIBING THE FORM OF SAID BONDS; PROVIDING FOR A SINKING FUND AND FOR THE LEVY AND COLLECTION OF TAXES TO PAY SAID BONDS; PROVIDING FOR THE SALE OF THE BONDS; AUTHORIZING THE DELIVERY OF THE BONDS TO THE PURCHASER; PROVIDING FOR THE DISPOSITION OF THE BOND PROCEEDS AND ORDERING THE ORDINANCE PUBLISHED IN PAMPHLET FORM. (See ordinance record)

A motion was made by Fortune and seconded by Kral to introduce the following ordinance:

**ORDINANCE NO. 843**

AN ORDINANCE AUTHORIZING THE ISSUANCE OF GENERAL OBLIGATION SEWER REFUNDING BONDS, OF THE CITY OF MILFORD, NEBRASKA, IN THE PRINCIPAL AMOUNT OF SIX HUNDRED TEN THOUSAND DOLLARS (\$610,000) ISSUED TO REFUND CERTAIN OUTSTANDING BONDS OF THE CITY; PRESCRIBING THE FORM OF SAID BONDS; PROVIDING FOR A SINKING FUND AND FOR THE LEVY AND COLLECTION OF TAXES TO PAY SAID BONDS; PROVIDING FOR THE SALE OF THE BONDS; AUTHORIZING THE DELIVERY OF THE BONDS TO THE PURCHASER; PROVIDING FOR THE



DISPOSITION OF THE BOND PROCEEDS AND ORDERING THE ORDINANCE PUBLISHED IN PAMPHLET FORM. (See ordinance record)

**Street Closing Request for Fun Days – Marcie DeLong:** Chamber of Commerce Secretary/Treasurer, Marcie DeLong requested the same street closings for “Family Fun Days” as last year. First Street from “C” to “B”; “B” Street from 1<sup>st</sup> to 4<sup>th</sup>; 2<sup>nd</sup> Street from “B” to “C” and “C” Street from 2<sup>nd</sup> to 3<sup>rd</sup> from 9:00 am to Noon. The parade route will proceed east down 1<sup>st</sup> Street to “B” and then south on “B” St. to 3<sup>rd</sup> Street. A motion was made by Heckman and seconded by Kral to approve the requested street closings for “Fun Days”. Roll call vote: Heckman yes, Kral yes, Baker yes, Fortune yes. Motion carried.

**Special Designated Liquor License – Sheri’s Grill & Bar, 8/20/11:** A motion was made by Fortune and seconded by Kral to approve the special designated liquor license for Sheri’s Grill & Bar, 121 N. State Hwy 6 for a beer garden on August 20, 2011. Roll call vote: Fortune yes, Kral yes, Baker yes, Heckman yes. Motion carried.

**Set date for Budget Work night:** Mayor Bruha set Budget work night for Monday, July 25, 2011 at 6:00 pm.

**Approval of Rural Fire Contracts:** Item tabled.

**Request for SENDD Membership Dues:** A motion was made by Heckman and seconded by Fortune to approve payment of the SENDD membership dues of \$1760.00. Roll call vote: Heckman yes, Fortune yes, Baker yes, Kral yes. Motion carried.

**Approve to increase credit card limits:** Discussion was held regarding the difficulty with purchasing the new diving board as all the credit cards had a limit of \$1,000.00. It was suggested to increase Maintenance Supt. Mark Frey’s card to \$5,000.00 and everyone else to \$3,000.00. A motion was made by Heckman and seconded by Kral to increase the limits as suggested. Roll call vote: Heckman yes, Kral yes, Baker yes, Fortune yes. Motion carried.

**ADJOURNMENT:** A motion was made by Heckman and seconded by Fortune to adjourn the meeting. Roll call vote: Heckman yes, Fortune yes, Baker yes Kral yes. Motion carried and meeting adjourned at 8:50 pm.

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Jeanne Hoggins, City Clerk

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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 July 5, 2011 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