

CITY OF MILFORD  
REGULAR MEETING  
OCTOBER 3, 2017  
MINUTES

A regular meeting of the Mayor and Council of the City of Milford, Nebraska was held at the Sr. Center Building in said City on the 3<sup>rd</sup> day of October 2017 at 7:00 pm. Present were: Mayor Nick Glanzer; Council members: Jeff Baker, Scott Bashore, Patrick Kelley, Dan Kral; Attorney Krista Carlson; Maintenance Supt. Gary TeSelle, Library Director George Matzen and City Clerk Jeanne Hoggins. Also present: Chrissy Matzen, Kendall Hoggins, Amy Salistean, SENDD Executive Director Tom Bliss, Mark and Jeanine Soneson, Karen Mundhenke, John Melena, Erica Pallas and Emily Hemphill 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 Nick Glanzer called the meeting to order at 7:00 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 on the east wall at the Sr. Center.

**MINUTES:** A motion was made by Kral and seconded by Bashore to approve the minutes of the September 5, 2017 meeting. Roll call vote: Kral yes, Bashore yes, Baker yes, Kelley yes. Motion carried.

**PAYMENT OF BILLS:** A motion was made by Kelley and seconded by Kral that the following accounts payable bills in the amount of \$192,110.56; payroll in the amount of \$38,941.01; totaling \$231,051.57 approved by the Auditing Committee be approved for payment. Roll call vote: Kelley yes, Kral yes, Baker yes, Bashore yes. Motion carried.

**SALARIES:**

63683	Mark Frey	423.18
63684	Forrest Siebken	1419.33
63685	Kendall Hoggins	1344.19
63686	Mavis Ferris	89.35
63687	Jeanne Hoggins	1230.23

63688	Gary TeSelle	982.62
63689	Robert Hull	1292.42
63690	George Matzen	787.73
63691	Kyle Hoggins	442.78
63692	Erica Pallas	883.69
63693	Craig Carritt	18.70
63694	Jason Brownell	510.22
63695	Lewis Barker	1465.59
63696	Travis Fougeron	954.34
63697	Kyhana Barnes	133.97
63698	Amy Salistean	968.44
63699	Violet Stutzman	379.49
63700	Matthew Taylor	428.50
63701	Cathleen Fosler	155.14
63702	Liliana Alaniz	82.96
63715	Mark Frey	622.60
63716	Forrest Siebken	1419.33
63717	Kendall Hoggins	1210.25
63718	Mavis Ferris	112.21
63719	Jeanne Hoggins	1230.23
63720	Gary TeSelle	982.62
63721	Robert Hull	1029.31
63722	George Matzen	787.73
63723	Kyle Hoggins	312.57
63724	Erica Pallas	882.45
63725	Craig Carritt	12.46
63726	Jason Brownell	462.74
63727	Lewis Barker	1302.45
63728	Travis Fougeron	877.31
63729	Kyhana Barnes	133.97
63730	Amy Salistean	938.02
63731	Violet Stutzman	387.94
63732	Matthew Taylor	787.98
63733	Cathleen Fosler	387.87
63734	Liliana Alaniz	132.16
63738	Jeffrey Baker	138.52
63739	Dan Kral	138.52
63740	Scott Bashore	138.52
63741	Patrick Kelley	138.52
63742	Nicholas Glanzer	184.70

## GENERAL FUND:

63612	WILLIAM MALVASO	UB Deposit Refund	\$	6.97
63613	ROLAND LEONARD JR.	UB Deposit Refund	\$	9.25
63614	MILFORD AUTO PARTS	UB Deposit Refund	\$	75.00
63615	JONATHAN ROTH	UB Deposit Refund	\$	22.70
63616	DHHS-DRINKING WATER DIVISION	NEW WELL STATE APPROVAL	\$	4,600.00
63617	U.S.POSTMASTER	UTILITY BILLING POSTAGE	\$	198.80
63618	AMY SALISTEAN	MILEAGE TO DAVID CITY	\$	51.36
63619	ARAMARK	PANTS & RAGS	\$	406.99
63620	BAKER & TAYLOR	BOOKS	\$	190.23
63621	BLACK HILLS ENERGY	SERVICE FOR AUGUST	\$	161.07
63622	BRETT KREMER	LIFE GUARD REIMBURSEMENT	\$	36.50
63623	CALYN MOWINKEL	LIFE GUARD REIMBURSEMENT	\$	70.00
63624	CAMERYN KREMER	LIFE GUARD REIMBURSEMENT	\$	36.50
63625	CANON FINANCIAL SERVICES	CONTRACT CHARGE	\$	254.00
63626	CANON SOLUTIONS AMERICA	MAINT BASE & COPIES	\$	170.37
63627	CENTRAL STATES LAB	CONTRAC	\$	252.55
63628	CHLOE KOLB	LIFE GUARD REIMBURSEMENT	\$	70.00
63629	PETTY CASH	CHANGE FOR POTATO BAKE	\$	25.00
63630	COLIN ELECTRIC MOTOR SERVICE	NEW RES PUMP & SERVICE CALL	\$	4,669.01
63631	COMPANY CARE	DRUG TESTING SERVICES	\$	99.00
63632	CULLIGAN WATER CONDITIONING	B/W, COOLER RENTAL	\$	50.30
63633	DATA TECHNOLOGIES, INC.	USER GROUP MEETING	\$	170.00
63634	EAKES OFFICE SOLUTIONS	RENTAL BOOK,DOOR SIGN,NAMETAG	\$	221.77
63635	ELECTRIC PUMP	LIFT STATION PUMP REPAIRS	\$	838.40
63636	ERICA PALLAS	MILEAGE FOR SX SOCCER SHIRTS	\$	13.91
63637	ETHAN ZEGERS	LIFE GUARD REIMBURSEMENT	\$	70.00
63638	FARMERS COOPERATIVE	FUEL	\$	1,778.26
63639	GIS WORKSHOP	GIS WORKSHOP 25% DEPOSIT	\$	3,262.00
63640	TRIMARK HOCKENBERGS LINCOLN	DISHWASHER SUPPLIES	\$	111.84
63641	JEREMIAH MILLER	POOL OPP & GUARD REIMBURSEMENT	\$	96.50
63642	JOHN DEERE FINANCIAL	SAW REPAIRS & PARTS	\$	255.59
63643	KATIE PATTON	LIFE GUARD REIMBURSEMENT	\$	70.00
63644	LANE MONGEON	LIFE GUARD REIMBURSEMENT	\$	70.00
63645	LINCOLN JOURNAL STAR	NEWSPAPER SUBSCRIPTION	\$	357.37
63646	LORI JOHNSON	POOL OPP REIMBURSEMENT	\$	60.00
63647	MACI WINGARD	LIFE GUARD REIMBURSEMENT	\$	36.50
63648	MARVIN E JEWELL & CO	2017-2018 BUDGET PREP.	\$	6,950.00
63649	MATHESON TRI-GAS,INC	02 & AIR BOTTLE RENTAL	\$	132.48
63650	MID AMERICA RECYCLING	RECYCLING FEE AUGUST	\$	41.00
63651	MIDWEST AUTO PARTS	HEADLAMP UNIT #3	\$	76.32
63652	MIKE ROTH	MECHANICAL INSPECTIONS	\$	320.00
63653	MILFORD A/C & APPLIANCE, INC.	AC SERVICE	\$	216.00

63654	MILFORD VALU RITE PHARMACY	GLUCLOSE TESTING EQUIPMENT	\$	59.78
63655	NATALIE KREMER	LIFE GUARD REIMBURSMENT	\$	36.50
63656	NE DEPT OF LABOR/FINANCE	ELEVATOR INSPECTION IV#76876	\$	120.00
63657	NE DEPT OF REVENUE	WASTE & RECYCLING FEE	\$	25.00
63658	NEBRASKA PUBLIC HEALTH	LAB TESTS	\$	617.00
63659	NEBRASKA PUBLIC POWER DISTRICT	SERVICE FOR AUG	\$	5,802.56
63660	ONE CALL CONCEPTS	ONE CALLS	\$	17.79
63661	OSWALD ELECTRIC	RES. PUMP WIREING	\$	589.90
63662	PAC-N-SAVE MILFORD	GROCERIES	\$	85.12
63663	PHILLIP SCHILDT	LIFE GUARD REIMBURSMENT	\$	70.00
63664	PIZZA KITCHEN	BIRTHDAY MEAL	\$	172.50
63665	RECYCLELINK	RECYCLING FEE	\$	40.00
63666	REDIGER AUTOMOTIVE	2000 CHEVY DUMP REPAIRS	\$	820.12
63667	SAM'S CLUB	GROCERIES & MEAL SUPPLIES	\$	98.13
63668	SEWARD COUNTY INDEPENDENT	HELP WANTED AD	\$	474.10
63669	SHARON BENDER	TAILGATE PARTY	\$	66.52
63670	SHELL FLEET PLUS	FUEL	\$	135.46
63671	SHELL FLEET PLUS	GAS-CAR	\$	30.34
63672	SUNRISE COUNTRY MANOR	MEALS FOR AUGUST	\$	1,044.75
63673	SYDNEY BONTRAGER	LIFE GUARD REIMBURSMENT	\$	70.00
63674	TREY FREY	GUARD & POOL OPP REIMBURSEMENT	\$	130.00
63675	URIBE REFUSE SERVICES, IN	TRASH SERVICE	\$	245.88
63676	VERIZON WIRELESS	CELL PHONES/JET PACK	\$	118.90
63677	VERMEER HIGH PLAINS	ONE YEAR CHECK UP & SERVICE	\$	940.10
63678	WERGIN'S LAWN SERVICE	SUMMER FERTILIZER	\$	1,297.00
63679	WINDSTREAM NEBRASKA INC	SERVICE FOR AUGUST	\$	953.00
63680	WOLFE, SNOWDEN,HURD,LUERS, &	LEGAL SERVICES AUGUST	\$	1,226.75
63681	ZACH DANEKAS	LIFE GUARD REIMBURSMENT	\$	36.50
63682	ZACH PAULEY	LIFE GUARD REIMBURSMENT	\$	70.00
63703	RETIREMENT PLANS DIVISION	PENSION-133011	\$	1,747.69
63704	UNION BANK	HSA	\$	1,013.50
63705	AFLAC	SUPPLEMENTAL INSURANCE	\$	342.61
63706	CONCRETE WORKS, INC	RCP PIPE	\$	6,640.00
63707	DIGITAL ALLY, INC	2-FABRIC CLIPS FOR BODY CAMS	\$	18.00
63708	JEO CONSULTING GROUP, INC.	WATER SYSTEM IMPROVEMENT	\$	17,000.00
63709	MURPHY TRACTOR & EQUIPMENT	GRAPPLER BUCKET	\$	15,855.00
63710	PLAINS POWER & EQUIP., INC.	BROOM FOR MOWER	\$	4,410.23
63711	SHELL FLEET PLUS	FUEL	\$	418.62
63712	VERIZON WIRELESS-P	POLICE CELLPHONE	\$	124.64
63713	VERIZON WIRELESS	WELL CONTROL MONITOR	\$	40.01
63735	RETIREMENT PLANS DIVISION	PENSION-133011	\$	1,747.69
63736	NE CHILD SUPPORT PAYMENT CNTR	CHILD SUPPORT	\$	245.31
63737	UNION BANK	HSA	\$	1,013.50
63743	ALOHA ROTH	2-SHEET CAKES	\$	40.00

63744	BAKER & TAYLOR	BOOKS	\$ 48.59
63745	BLUE CROSS & BLUE SHIELD	HEALTH INSURANCE OCT 2017	\$ 9,092.18
63746	BLUE RIVER TRANSMISSIONS	SERVICE WORK UNIT 60	\$ 1,571.52
63747	BSN SPORTS INC	SOCCER GOALS	\$ 239.98
63748	CARD SERVICE CENTER	SAFETY GLASSES & LENSES	\$ 971.00
63749	CASH-WA DISTRIBUTING	CHEESE SAUCE & POTATOES	\$ 101.22
63750	CENTRAL STATES LAB	TRIPLE MELT	\$ 2,948.79
63751	DEARBORN NATIONAL LIFE INS CO EMERGENCY MEDICAL	LIFE INSURANCE	\$ 127.28
63752	PRODUCTS,INC	MEDICAL SUPPLIES	\$ 238.43
63753	GIS WORKSHOP	MAPPING	\$ 13,987.50
63754	TRIMARK HOCKENBERGS LINCOLN	DISH WASH COMPOUND- FREIGHT	\$ 111.84
63755	LEAGUE OF NE MUNICIPALITIES	MEMBERSHIP DUES	\$ 740.00
63756	LEAGUE OF NE MUNICIPALITIES	MEMBERSHIP DUES	\$ 3,638.00
63757	MATHESON TRI-GAS,INC	02 & AIR BOTTLE RENTAL	\$ 124.20
63758	MILFORD PLUMBING INC.	TOILET SEAT & PIPE PLUG	\$ 47.22
63759	MILFORD SCHOOL DIST. #5	LIQUOR LICENSE	\$ 420.00
63760	NEBRASKA PUBLIC POWER DISTRICT	SERVICE FOR SEPT.	\$ 2,510.43
63761	NEWMAN TRAFFIC SIGNS	10- SPEED LIMIT 25 SIGNS	\$ 174.25
63762	NORRIS PUBLIC POWER DIST	WELLS 1 & 2	\$ 902.15
63763	STATE TREASURER OF NEBRASKA	ANIMAL LIC 10/1/16-9/30/17	\$ 220.82
63764	GARY TESELLE	GARY TESELLE ACCT#5562939	\$ 438.10
63765	URIBE REFUSE SERVICES, IN	AUG/SEPT '17 SERVICE	\$ 39.00
63766	WALMART COMMUNITY BRC	GROCERIES	\$ 251.05
63767	WINDSTREAM NEBRASKA INC	PHONE & INTERNET	\$ 933.37
63768	ZITO MEDIA	DIGITAL ADAPTOR	\$ 13.09
2085046	IRS-FEDERAL WITHHOLDINGS	FED/FICA TAX	\$ 4,422.22
2085047	NE DEPT OF REVENUE	STATE TAX	\$ 550.22
2085048	IRS-FEDERAL WITHHOLDINGS	FED/FICA TAX	\$ 4,339.20
2085049	NE DEPT OF REVENUE	STATE TAX	\$ 517.77
2085050	IRS-FEDERAL WITHHOLDINGS	FED/FICA TAX	\$ 122.44
	NE DEPT OF REVENUE	SEPT SALES TAX	\$ 2,164.32
	WATER TOWER BOND PAYMENT		\$ 57,647.50
	PAYROLL CHECKS ON 9/18/2017		\$ 13,992.87
	PAYROLL CHECKS ON 10/02/2017		\$ 14,750.98
	**** PAID TOTAL ****		\$ 231,051.57
	***** REPORT TOTAL *****		\$ 231,051.57

**REPORTS OF OFFICERS, BOARDS AND COMMITTEES:** Written reports received: Milford Aging Services Commission minutes from September 25, 2017; Library Report; Recreation Board minutes for September 20, 2017; Pool Board minutes for September 12, 2017 and October 1, 2017; Website overview for September 2017. Kelley – Recreation program is in the process of taking applications for the Skills &

Drills offering more skills for 4<sup>th</sup> thru 6<sup>th</sup> graders. The basketball program is offering skills and drills for K-6. Pool Board is looking into a new diving board for the 2018 season. Updates to the Pool Manual are already being made. Still trying to gather bids for the Pool House renovation. Bashore – Library report has been submitted. Application for funding the water project is underway. Gary reported a list of small items noted on the first engineering report. Kral – 19 Rescue calls in September, all in Milford. 2 Fire calls: a burn permit out of control and small combine fire. Chief Siebken is in Kearney at continuing education classes and will report on September activities next month. TeSelle - GIS mapping has been set up on our website. We are still deciding on public access to different layers. Baker – Things at Sr. Center are going well but the roof is leaking and a contractor has been contacted to make repairs.

**COMMUNICATIONS:** \*Sales tax received for the month of July 2017 in the amount of \$19,662.00. \*Chamber of Commerce hosting an event similar to “Where’s Waldo” only featuring our “Milford Mini Mayor”. The event is scheduled to promote businesses in the Milford area. The event will be held from October 23 thru November 24, 2017.

**PUBLIC HEARING: Review application for a State Revolving Fund Loan for 2017 Water System Improvement Project:** Mayor Glanzer opened the Public Hearing at 7:08 pm. The Council questioned if Dane Simonsen was going to be present or if he thought the meeting started at 7:30 pm. It was decided to wait on the Public Hearing to see if Dane showed up. Mayor Glanzer closed the Public Hearing at 7:10 pm.

**UNFINISHED BUSINESS: Discuss/Action – Right-of-Way Regulations:** Mayor Glanzer asked Kendall Hoggins to report on research of easements and public right-of-ways. Kendall referenced the following: Comprehensive Plan; Subdivision Regulations, Section 4.17 – Perpetual easements will be provided for all utility companies to erect, operate, maintain and repair lines. A right-of-way (ROW) is simply an easement with the privilege to pass over the ground. ROW includes streets, sidewalks and any land within the designated area.

Ordinance 8-102: Municipal Property; Maintenance and Control. Once a subdivision is turned over to the City, the streets and ROW are dedicated to the City. By ordinance; The Governing Body shall have care, supervision, and control over all easements and ROW. Copy of Ordinance 8-102 is attached to these minutes. State Statute 17-567 is also referenced with this ordinance.

Ordinance 8-104: Municipal Property and Obstructions: References trees and shrubs growing in or near the public ROW or public grounds. These are allowed until they start interfering with public improvements with streets or

utilities at which time they can be asked to be removed. It shall be unlawful for any person persons, firm or corporation to obstruct, or encumber, by fences, gates, buildings, structures, or otherwise, any of the streets, alleys, or sidewalks. Since a pole is being referenced in this situation; a pole by definition is a structure. Definition of structure: Anything composed of parts arranged in some way, or anything built or constructed. Sidewalk Area is referred to as the area of street between curb lines and adjacent property lines. The grassy area between the inside of the curb and sidewalk, which is an area the city has control over. State Statute 17-557 is referenced: Cities of the second class shall have the power to (1) prevent and remove all encroachments, including snow, ice, mud, or other obstructions, into and upon all sidewalks, streets, avenues, alleys, and other city property. Kendall also presented a copy of the final plat of the area along with photos showing street width, water lines, sewer lines and storm sewer lines. These photos show only what the City has in the ROW and what they are trying to protect. These documents are attached to these minutes. Mrs. Soneson asked Kendall where he got his definition of structure. Kendall used the Webster dictionary at City Hall. She also asked what is dangerously close when referencing the pole in proximity to the curb stop. Kendall offered his opinion as close enough that you could hit the line. Mailboxes were questioned and Soneson's asked for a copy of the regulations in our Comprehensive Plan stating they are allowed in the ROW. Mrs. Soneson brought to the Council's attention a law suit associated with Exeter, NE. The case states that you cannot randomly choose which ones you enforce and which ones you don't. Kendall noted an incident in which precedence has been established. Mayor Glanzer asked the Soneson's if they would be willing to move their flagpole on the other side of the ROW. Soneson's replied, they really don't want to, they think it looks much better there than any other place. Mrs. Soneson stated, "I'm not going to tell you we won't, we don't want you to have to sue us or take it away but we also don't agree that it's causing concern with the integrity because it's already there. It's not very deep in the ground; there are other things deeper in the ground. From a definition standpoint, using "or otherwise", this part of the sentence using otherwise, refers to obstructing or encumbering, it can be taken right out of the tube in the ground. Mrs. Soneson stated, Mark doesn't want to move it, I agree, it looks way better there than in the middle of our yard. If you tell us we have to move it that's fine but you better research the Exeter case and make sure that every other case is taken care of and handled the same way. All they are asking is to be treated fairly in comparison to others. Kelley agreed with respect to fairness and mentioned an incident where a citizen came to the Council a year ago asking to put a pole in the ROW to

keep people from driving on his property. The Council took the position at that time to not let him place a pole in the ROW. In fairness to him Kelley did not think it would be fair to allow Soneson's pole to exist if his wasn't allowed. Kral noted City ROW is to be kept clear except for those 3-4 things listed as exceptions; trees/shrubs, road signs, mailboxes, everything else isn't authorized. Kral pointed out only 2 options: a) you two move your flags back or b) everyone in town gets to do that. These seem to be the only two choices. Mrs. Soneson asked to be directed to move their flagpole; they will not do it voluntarily, so they can hold the City accountable to uphold all other regulations. The Council directed City Hall staff to mail a letter directing them to remove their flagpole structure.

#### **NEW BUSINESS:**

**Discuss/Action – Hire Sr. Center Part-time position (Kitchen & Dining Room Coordinator) and set wage:** Sr. Center Manager Amy Salistean conducted 2 interviews along with Joyce Daake and Vi Stutzman. Amy made a recommendation to hire Bonnie Meints as Kitchen & Dining Room Coordinator at \$10.00 per hour. Standard working hours will be from 9:00 am to 1:00 pm with flexibility between 8:30 and 9:00 am to prepare morning coffee. A motion was made by Baker and second by Kral to hire Bonnie Meints at \$10.00 per hour as Kitchen & Dining Room Coordinator. Roll call vote: Baker yes, Kral yes, Bashore yes, Kelley yes. Motion carried.

**Authorize use of donated funds for furniture in the Sr. Center Manager office to provide organization and security:** Amy made a request for funds from the anonymous donation of \$3500.00 for office furniture. The Aging Board worked with Lezlie Patton and she presented a quote from Cornhusker State Industries for a desk and bookshelves. This purchase will allow for organization and security which the Managers office is lacking. A motion was made by Baker and second by Kral to authorize the use of the donated funds to purchase office furniture not to exceed \$3500.00. Roll call vote: Baker yes, Kral yes, Bashore yes, Kelley yes. Motion carried.

**Request update to the 2012 International Building Codes – Kendall Hoggins:** Hoggins asked the Council to consider updating Milford's current building codes (2009 version) to the meet State standards. LB540 adopted in 2015 updates the State of NE building code standards by adopting the 2012 version. By 2017 cities and villages are required to adopt the latest version of the Nebraska State Building Code. Kendall's request is to update to the 2012 version of the: International Building Code, International Residential Code (excluding the residential fire sprinkler mandate), International Existing Building Code, International Fuel Gas Code, International Mechanical Code, International Plumbing Code and to retain the 2009 International Energy Conservation Code. He will provide all the



information to Attorney Carlson allowing her to draft ordinances for the November meeting. Hoggins will need to purchase the 2012 code books which will cost approximately \$992.00. The money has been budgeted in the General Fund. A motion was made by Kelley and second by Kral to move forward with the request of adopting the 2012 International Codes as presented. Roll call vote: Kelley yes, Kral yes, Baker yes, Bashore yes. Motion carried.

**Discuss/Action – Engagement letter for budget prep. 2018-2019 fiscal year, Marvin E. Jewell & Co.:** Carmen does a good job and is very helpful. The Council is pleased with her work. A motion was made by Kral and second by Bashore to authorize the Mayor to sign the engagement letter to retain budget prep services with Marvin E. Jewell & Co. for 2018-2019. Roll call vote: Kral yes, Bashore yes, Baker yes, Kelley yes. Motion carried.

**Discuss/Action – Engagement letter for audit, year-end September 30, 2018, Marvin E. Jewell & Co.:** A motion was made by Baker and second by Kral to authorize the Mayor to sign the engagement letter to retain Marvin E. Jewell & Co to complete the annual audit for year-end September 30, 2018. Roll call vote: Baker yes, Kral yes, Bashore yes, Kelley yes. Motion carried.

**SEND D presentation – Executive Director, Tom Bliss:** Mr. Bliss introduced himself as the new SEND D Executive Director of the 15 county organization. He has 14 years of experience but is new to this area. He has been visiting with organizations to find out what SEND D has been doing right and wrong. He is looking to improve the services that SEND D offers. He realizes that in the past SEND D has gotten comfortable and has not provided the best services to area communities. Milford is trying to get Leadership Certified and Tom feels SEND D could assist with this process. SEND D has programs with regards to Housing, Infrastructure, and Nuisance Abatement and would like to work towards partnership stability. They have a new planner on board that deals with disaster planning such as TX, FL and Puerto Rico are experiencing. Tom asked for questions and thanked the Council for the invitation to present.

**Discuss/Action – SEND D request for membership dues, General & Housing:** Discussion was held by the Council as to projects that SEND D could possibly assist us with and whether we can justify paying the membership dues of \$1,777.00. We currently do not have any projects lined up, we have not received much assistance from SEND D in the past but we also have not engaged them for use of their services. Mayor Glanzer noted with new leadership comes new ambition and drive. After much discussion a motion was made by Bashore and second by Baker to pay the General

membership dues of \$1,777.00 but not the Housing dues. Roll call vote: Bashore yes, Baker yes, Kelley no, Kral yes. Motion carried.

**Discuss/Action – Engagement letter for Bond Counsel, Gilmore & Bell:**

A motion was made by Kelley and second by Bashore to authorize the Mayor to sign the engagement letter with Gilmore & Bell to provide bond counsel services to the City of Milford. Roll call vote: Kelley yes, Bashore yes, Baker yes, Kral yes. Motion carried.

**Hire Co-ed Volleyball Director:** Bruce Stutzman has run the Co-ed volleyball program for many years and has made application to run the program again. A motion was made by Kral and second by Kelley to approve hiring Bruce Stutzman as the Co-ed Volleyball Director for the 2017-2018 season. Roll call vote: Kral yes, Kelley yes, Baker yes, Bashore yes. Motion carried. The program is self-supporting and the School does not charge the City for the use of the gym.

**Discuss/Action – Black mold exposed at City Hall:** Clerk Hoggins presented photos of the ceiling at City Hall located directly in front of the front counter area. With the heavy rains on Sunday evening and Monday morning additional buckets were need to catch the water coming thru the roof. Additional ceiling tiles had to be removed as they were saturated and after removing them the dark stains were exposed. Hoggins referred to the dark areas as black mold. Kral asked to table this item and immediately contact a Federally Certified approved mold assessment & abatement personnel. We need to determine if the staining is glue residue, mildew, bldg. material residue or actually black mold. After a report is received a special meeting may need to be called. A motion was made by Kral and second by Kelley to table this item for 10 days for an assessment. Roll call vote: Kral yes, Kelley yes, Baker yes, Bashore yes. Motion carried.

**PUBLIC HEARING: Review application for a State Revolving Fund Loan for 2017 Water System Improvement Project:** Mayor Glanzer opened the Public Hearing at 8:35pm. Councilmember Bashore read the Public Hearing notice as published in the Milford Times. A proof of publication is attached to these minutes. With no further questions or comments from the public Mayor Glanzer closed the Public Hearing at 8:37 pm.

**ADJOURNMENT:** A motion was made by Kral and seconded by Bashore to adjourn the meeting. Roll call vote: Kral yes, Bashore, Baker, Kelley yes. Motion carried and meeting adjourned at 8:38 pm.

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Jeanne Hoggins, City Clerk

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Nick Glanzer, 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, 2017 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