

CITY OF MILFORD
REGULAR MEETING
OCTOBER 5, 2010
MINUTES

A regular meeting of the Mayor and Council of the City of Milford, Nebraska was held at the Webermeier Library Building in said City on the 5th day of October 2010 at 7:30 pm. Present were: Mayor Dean Bruha; Council members: Jeff Baker, Rick Fortune, Jeff Heckman, Dan Kral; Attorney Robert Blevens; Maintenance Supt. Mark Frey and City Clerk Jeanne Hoggins. Also present: Don Peek, Maurice Jantze.

Notice of the meeting was given in advance thereof by publishing in the Milford Times; a designated method for giving notice, as shown by the Affidavit of Publication attached to these minutes. Notice of the meeting was given to the Mayor and all members of the Council and a copy of their acknowledgement of receipt of notice and the agenda is attached to these minutes. Availability of the agenda was communicated in the advance notice and in the notice to the Mayor and Council of this meeting. All proceedings hereafter shown were taken while the convened meeting was open to the attendance of the public.

CALL TO ORDER: Mayor Bruha called the meeting to order at 7:30 p.m. Mayor Bruha publicly stated to all in attendance that a current copy of the Nebraska Open Meetings Act is available for review and is posted on the east wall of the Webermeier Community Meeting Room.

MINUTES: A motion was made by Baker and seconded by Fortune to approve the minutes of the September 7, 2010 meeting. Roll call vote: Baker yes, Fortune yes, Heckman yes, Kral yes. Motion carried.

PAYMENT OF BILLS: A motion was made by Heckman and seconded by Kral that the following bills in the amount of \$141,835.22; Bond Principal of \$40,000.00; Bond Interest of 11,678.75 and payroll in the amount of \$25,376.76 approved by the Auditing Committee be approved for payment. Roll call vote: Heckman yes, Kral yes, Baker yes, Fortune yes. Motion carried.

SALARIES:

50319	Mark Frey	1401.90
50320	Forrest K Siebken	1329.08
50321	Mavis Lynn Ferris	53.56
50322	Jeanne M Hoggins	1309.30
50323	Gary Lee TeSelle	749.89
50324	Robert L Hull	1010.51
50325	Beverly J Wehrs	502.47

50326	David R Dahle	1021.65
50327	George A Matzen	571.17
50328	Tracy L Yeackley	666.94
50329	Tiffany Fougeron	146.67
50330	Benjamin L Rediger	757.77
50331	Joshua James Urbanec	249.58
50332	Craig A Corder	1141.05
50333	Nathen T Gortemaker	940.06
50334	Deondra J Lashley	370.84
50335	Shawna M Fredericksen	87.04
50336	Aaron M Hostetler	100.43
50397	Mark Frey	1401.90
50398	Forrest K Siebken	1329.08
50399	Mavis Lynn Ferris	46.86
50400	Jeanne M Hoggins	1309.30
50401	Gary Lee TeSelle	749.89
50402	Robert L Hull	979.66
50403	Beverly J Wehrs	543.01
50404	David R Dahle	1082.87
50405	George A Matzen	571.17
50406	Tracy L Yeackley	666.94
50407	Benjamin L Rediger	815.41
50408	Craig A Corder	1282.83
50409	Nathen T Gortemaker	926.49
50410	Deondra J Lashley	286.64
50411	Shawna M Fredericksen	115.50
50412	Aaron M Hostetler	120.52
50424	Ricky G Fortune	138.52
50425	Dean A Bruha	184.70
50426	Jeffrey M Baker	138.52
50427	Jeff L Heckman	138.52
50428	Dan V Kral	138.52
GENERAL FUND:		
50314	Velma Conkling –WA/SW Deposit Refund	17.05
50315	Bryan Johnson – WA/SW Deposit Refund	45.48
50316	Carmen Metzger – WA/SW Deposit Refund	61.28
50317	Dillon Trojan – WA/SW Deposit Refund	52.10
50318	US Postmaster – Utility Billing Postage	163.42
50337	Ameritas – Pension, Pension X	1515.30
50338	Union Bank – HSA	445.00
50339	American Building Inspectors – Inspections & Fee	800.00

50340	Ameritas Group – Dental & Vision	986.96
50341	Aramark Uniform Service – Pants & Rags	355.54
50342	Black Hills – Service for August	174.88
50343	Brownells, Inc – Shot Timer, Case, S&H	140.69
50344	Constellation NewEnergy – Service for August	18.57
50345	Crestview Care Center – August Meals	791.00
50346	Culligan Water Conditioning – Soft Water	21.00
50347	Deep Rock – Drinking Water	35.60
50348	Dempster Industries – V-Bolt Stainless Steel	15.90
50349	Diode Communications – Service for August	54.16
50350	Eakes Office Plus – Binders and Batteries	178.98
50351	Farm Plan – Weed Eater String	56.99
50352	Farmers Cooperative – Gas/Diesel for August	1200.32
50353	Great Plains One-Call – Locates	29.11
50354	Hydraulic Equipment – 2000 GMC Hi-Ranger	17334.40
50355	Kelly-Creswell – Parts For Paint Sprayer	184.45
50356	Ken Reinsch – Parts & Labor	216.83
50357	Kremer Electric – Cemetery Lamp, Kill Power @ Park	218.21
50358	Lawson Products – Zinc Undercoat	207.33
50359	LETA – Thermal Imager Training	352.00
50360	Linweld – Compressed Air	41.85
50361	Lynn Peavey Company – U.A. Kits	35.00
50362	Marvin E Jewell & Co – 2010-11 Budget Prep	7150.00
50363	Megan Kremer – Pool Operators Certificate	15.00
50364	Milford A/C & Appliance – Repair A/C @ Sr Center	388.93
50365	Milford Plumbing – Hot Water Heater, Copper	905.79
50366	Milford Supermarket – Supplies, Dog food	201.81
50367	Mrs. Wayne Roth – Cake	16.00
50368	Municipal Supply Inc. – Curb Stops	419.80
50369	NE Dept of Revenue – Recycling Fee	25.00
50370	NE Dept of Revenue – Sales Tax for August	2012.27
50371	NE DOL/Boiler Inspection Program – Boiler Inspect	81.00
50372	NE Law Enforcement Training – Admissions Exam	100.00
50373	NE Motor Parts – Oil Mix, Hose Clamp, Battery Cable	179.08
50374	NPPD – Service for August	7467.53
50374	NE Tech & Telecomm – Service for August	442.52
50376	Pizza Kitchen – Catered Meals	106.85
50377	Powerplan – Repair for 210 C Loader	1362.82
50378	Recyclelink – Recycling	32.00
50379	Rediger Chevrolet – Oil Change	29.55
50380	Roxanne Roth – Cleaning Services	130.00

50381	Secretary of State – Notary Fee Jeanne Hoggins	30.00
50382	SPPD – Wells 1 & 2	716.20
50383	Seward Co Ind – Notices, Legals	157.73
50384	Shell Fleet Plus – Fuel for '08 Truck	7.45
50385	The Garbage Co – Service for August	130.24
50386	Tool Fast Supply – Bolts, Nuts, Washer, Duct Tape	399.01
50387	Uribe Refuse Services, Inc – Garbage Pickup	37.00
50388	Verizon Wireless – Cellular Phone	90.09
50389	Verizon Wireless – Dept Cellular	102.54
50390	Voss Lighting – Light Bulbs	61.50
50391	Wergin's Lawn Service – Fertilize Sr Ctr & B St	293.00
50392	Windstream Nebraska Inc. – Local/Internet, Pool Phone	339.75
50393	Aflac – Dis,Cancer,Acc,Suppl	463.96
50394	Coventry – Health Insurance Sept & Oct	14571.28
50395	Fort Dearborn – Life Insurance	113.52
50396	Mutual of Omaha – Disability	30.24
50413	Ameritas Group – Pension, Pension X	1487.24
50414	Union Bank – HAS	445.00
50415	Shell Flee Plus – Fuel for Aug/September	813.85
50416	Baker & Taylor – Books	144.62
50417	Gale – Books	174.41
50418	George Matzen – Color Printer, Books	1100.26
50419	Heartsong Presents – Books	12.99
50420	Milford Plumbing – Urinal Mount	105.00
50421	Voss Lighting – Lights	1485.68
50422	Walmart – Labels, Books, Movies	509.13
50423	Woman's Day – Subscription	26.00
50429	All Pro Landscaping – Sprinkler Heads B St Median	186.00
50430	AT&T – Long Distance	1.67
50431	Blevens Law Office – Legal Services	350.00
50432	City of Milford – Petty Cash	35.03
50433	Concrete Works – Replace Rediger Driveway	872.00
50434	EMC – General Insurance	50439.00
50435	Galaxy Cable – Internet Service	419.88
50436	Gerhold Concrete – Concrete	66.00
50437	GreatAmerica Leasing Corp	80.00
50438	Hawkins – Azone 15, LPC-4, Freight	2903.53
50439	IIMC – Annual Membership	210.00
50440	Insurenebraska – Notary Bond Jeanne	76.90
50441	Kelly Supply Co – 1 PVC 80 Cap	17.16
50442	Kremer Electric – Photo Cell & Starter	2606.56

50443	League of Municipalities – Membership Dues	557.00
50444	League of Municipalities – Membership Dues	2526.00
50445	Lincoln Winwater Works – Flange, gasket	99.73
50446	Merle’s Garden Center – Grass Seed	290.00
50447	Midwest Mailing Solutions – Repair Mail Machine	175.00
50448	Milford Plumbing Inc – Work on Water meter	108.57
50449	Milford School Dist – Parking Fines	65.00
50450	Municipal Supply – Curb Stop, Repair Clamps	1038.99
50451	Ne Public Health – Blood Analysis, Nitrate, Coliform	728.00
50452	Plains Power & Equip – Spark Plug, Air Filter	128.43
50453	Ramada Inn – Lodging for Training (41)	70.00
50454	Roxanne Roth – Cleaning Services	130.00
50455	Seward Co Economic Develop – Annual Fee	4608.00
50456	Southeast Ne Dev Dist – 2011 Membership Fee	1760.00
50457	Tool Fast Supply – Sledge Hammers	59.98
50458	Union Bank – Gary Teselle Acct, Medicare	447.20
50459	Verizon Wireless – Well Control Monitor	43.03

REPORTS OF OFFICERS, BOARDS AND COMMITTEES: Written reports received were Housing Authority minutes for September 16, 2010; Milford Aging Services Board minutes for September 28, 2010; Library Board minutes for August 19, 2010; Police Dept. activity report for September 2010; Milford Rescue NARSIS report for September 2010. Baker – presented the joint Task Force Resolution to the County Commissioners which they agreed to participate in regarding the Easter Seals RR Crossing. Commissioners Dedik, Miller and Roads Supt. Daehling will make up the Counties portion of the group. They will try to formulate a date to meet. Baker also attended a Reverse 911 meeting in Seward. This is a County wide program which provides public notification of storms, amber alerts, evacuations or any public notices. The notice can be based on a certain area or county wide. Windstream can handle 4,000 calls a minute. Seward County is trying to implement this program with 4 other counties to reduce the cost. Kral highlighted the Police & Fire Reports. He also noted a concern with the closing of the Easter Seals RR Crossing. A recent fire call was made to the old Easter Seal Camp and Kral would like the Task Force to recognize the need for the Fire Dept. to access this property when needed. Heckman pointed out the high energy efficient bulbs that had been replaced thru-out the Library. The payback of the bulbs will be in about 6-7 months. Rosalee Huss has retired from the Library Board and they are looking into a replacement for her. Frey would like to put the 1974 Dodge Dump Truck out for sealed bids. The maintenance dept. has started trimming trees.

COMMUNICATIONS: *Sales tax received for the month of July 2010 was \$13,571.53. *NPPD rate increase notification for 2011. *SCC Open House Invitation.

PUBLIC HEARINGS:

Mayor Bruha opened the Public Hearing at 7:44 pm. The Council reviewed the information presented by Maurice Jantze and Frey was consulted about the sewer line. Frey noted that if this area was ever developed the sewer line is crossing lot 2 and there should be some kind of a written agreement noting this. It would be between the property owners. Maurice Jantze will retain lots 1, 2 and 3 of the replat. Planning and Zoning recommended that the 60' wide access off of First Street be designated as such on the final plat. Jantze presented this change along with a statement from NDOR noting permission to have access off of Hwy 6 at milepost 292.2. Fortune and Frey also questioned their drainage concerns. The natural drainage landscape will not be altered and the purchasing party will be required to place the appropriate size culvert to meet the States regulations. With no further comments the public hearing was closed at 7:58 pm.

Approve Replat of Tax Lot 134 & 135: A motion was made by Fortune and seconded by Kral to approve the replat of tax lot 134 & 135. Roll call vote: Fortune yes, Kral yes, Baker yes, Heckman yes. Motion carried.

Request Conditional Use Permit for Lot 4 of the Replat of Tax Lot 134 & 135 for a New Kingdom Hall Church: A motion was made by Heckman and seconded by Kral to approve the name change to Jantze Subdivision a Replat of Lots 134 & 135 and approve the Conditional Use Permit subject to NDOR allowing access to the property after the traffic impact study. Roll call vote: Heckman yes, Kral yes, Baker yes, Fortune yes. Motion carried.

UNFINISHED BUSINESS:

Approve bid for School Safety Lights: Frey presented the information requested by the City Council last month pertaining to the cost of batteries and if the bid was for one or two lights. The bid was for 2 lights and the batteries cost approximately \$200.00. A motion was made by Kral and seconded by Baker to approve the purchase of the school safety lights contingent on the Public School system agreeing to pay half. Roll call vote: Kral yes, Baker yes, Fortune yes, Heckman yes. Motion carried.

Fire Station Roof Repair: Council member Kral opened the floor to more discussion as there were other suggestions last month regarding the roof. Fortune noted taking Jim Conner's suggestion in replacing the roof due to his experience. The question of "where the money will come from" is still undetermined. Kral noted that it is a public building. Fortune mentioned to have someone write up specs and go out for bids. Baker still questioned

where we were going to get the money? Fortune suggested taking out a loan, as making loan payments over the next 5 years would be less strain on the budget than coming up with \$30,000.00 this year. It was decided to look into having someone write up specs and visit with Dennis Kubicek about additional funds within this years budget.

NEW BUSINESS:

Introduction and Adoption of Ordinance – Dog & Cat Licensing: Council member Heckman introduced the following Ordinance seconded by Fortune.

ORDINANCE NO. 836

AN ORDINANCE TO AMEND SECTION 6-101 OF THE MUNICIPAL CODE TO REQUIRE THE LICENSING OF ALL CATS AND DOGS WITHIN 30 DAYS AFTER SAID DOG OR CAT IS ACQUIRED, OR WITHIN 30 DAYS OF SAID DOG OR CAT ATTAINS THE AGE OF FOUR MONTHS, WHICHEVER OCCURS LAST; TO REQUIRE THAT ALL DOGS AND CATS OVER THE AGE OF 4 MONTHS BE LICENSED EACH YEAR BETWEEN THE FIRST DAY OF FEBRUARY THROUGH THE 28TH DAY OF FEBRUARY; REQUIRING THE PAYMENT OF MUNICIPAL LICENSING FEES AND STATE LICENSING TAX; TO PROVIDE PENALTIES FOR VIOLATION OF THIS ORDINANCE; TO REPEAL ALL ORDINANCES OR PARTS OF ORDINANCES IN CONFLICT HEREWITH; AND TO PRESCRIBED THE TIME THIS ORDINANCE SHALL BE IN FORCE AND TAKE EFFECT. (See Ordinance Record)

Award Sr. Center Meal Bid: Baker noted that the Sr. Center only received one bid, which was \$4.75 per meal from Sunrise Country Manor. The Center will charge \$4.25 and LAAA will pick up the additional .50. Discussion was held regarding meal counts and possibly in house cooking if updating the kitchen isn't too costly. A motion was made by Baker and seconded by Heckman to approve the meal bid of \$4.75 per meal from Sunrise Country Manor. Roll call vote: Baker yes, Heckman yes, Fortune yes, Kral yes. Motion carried.

SEND – Siren Grant: Baker presented the Council with a pamphlet from SENDD and their requests for the siren grant. The sirens will belong to SENDD for 20 years. The City will pay rent which equals our 25% of the cost. Heckman questioned whether we have to be a member of SENDD, Baker will check into this. We are definitely replacing the “F” Street siren as it is so old that we cannot get parts for it. The question arises as to who's property the siren is on. It cannot be on private property and a survey may be required to determine this. The City of Milford will have to pay for the

siren in full and then EDA will reimburse the City approximately 45 days after the Milford siren is completely installed. Some of the communities have backed out with their agreement to purchase a siren so it may be possible for Milford to also replace the siren at Hwy 6 and Walnut Street. We will be required to provide an aerial map noting the location of the sirens, a physical address and legal description. A motion was made by Baker and seconded by Heckman to add an additional siren to the City of Milford's request for the SENDD/EDA Siren grant to be budgeted in the 2011-2012 Fiscal Year. Roll call vote: Baker yes, Heckman yes, Fortune yes, Kral 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 8:59 pm.

Jeanne Hoggins, City Clerk

Dean A. Bruha, Mayor

CERTIFICATION

I, the undersigned, City Clerk of the City of Milford, Nebraska, hereby certify that the foregoing is a true and correct copy of proceedings had and done by the Mayor and Council on October 5, 2010 that all of the subjects included in the foregoing proceedings were contained in the agenda for the meeting, kept continually current and readily available for public inspection at the office of the City Clerk; that such subjects were contained in said agenda for at least twenty-four hours prior to said meeting; that at least one copy of all reproducible material discussed at the meeting was available at the meeting for examination and copying by members of the public; that the said minutes from which the foregoing proceedings have been extracted were in written form and available for public inspection within ten working days and prior to the next convened meeting of said body; that all news media requesting notification concerning meetings of said body were provided advance notification of the time and place of said meeting and the subjects to be discussed at said meeting.

(SEAL)

Jeanne Hoggins, City Clerk