

CITY OF MILFORD
REGULAR MEETING
MAY 1, 2018
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 1st day of May 2018 at 7:00 pm. Present were: Mayor Nick Glanzer; Council members: Jeff Baker, Scott Bashore, Patrick Kelley, Dan Kral; Attorney Krista Carlson; Chief of Police Forrest Siebken; Maintenance Supt. Gary TeSelle; Building Official Kendall Hoggins and City Clerk Jeanne Hoggins. Also present: Larry TeSelle, Troy Johnston with JEO, Gerry Dunlap, Britton Troyer, Eric Martin, Terry & LeAnn Hauder, Kelly Heser, Jeff Troyer, Ron Troyer, Caleb Hauder, Alex Hauder, Fred Petsch, Kyle & Kim Petsch, Bill Wiley, Richard Hauder, Kristin Martin, Al & Lana Carter, David Duff, Bonnie Stauffer, Trevor Plessel, Brock Roth, Mike Mundhenke, Joe Schluckebier, Dean Bruha, Randy Hellbusch, Stacy & Sean Kremer, Terry Alfredson 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 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 Baker and seconded by Kral to approve the minutes of the April 3, 2018 meeting. Roll call vote: Baker yes, Kral yes, Bashore yes, Kelley yes. Motion carried.

A motion was made by Bashore and seconded by Kelley to approve the minutes of the April 23, 2018 meeting. Roll call vote: Bashore yes, Kelley yes, Baker yes, Kral 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 \$93,233.27; payroll in the amount of \$41,113.54; totaling \$134,346.81 approved by the

Auditing Committee be approved for payment. Roll call vote: Kelley yes, Kral yes, Baker yes, Bashore yes. Motion carried.

SALARIES:

64631	Forrest Siebken	1486.37
64632	Kendall Hoggins	1286.20
64633	Mavis Ferris	130.90
64634	Jeanne Hoggins	1299.83
64635	Gary TeSelle	1034.28
64636	Robert Hull	971.06
64637	George Matzen	848.60
64638	Erica Pallas	886.71
64639	Craig Carritt	16.62
64640	Jon Wiedemeyer	335.36
64641	Lewis Barker	369.40
64642	Travis Fougeron	883.65
64643	Kyhana Barnes	139.35
64644	Amy Salistean	917.74
64645	Cathleen Fosler	431.50
64646	Liliana Alaniz	116.10
64647	Bonnie Meints	438.05
64648	Terrell Long	1090.91
64649	Andrew Carrico	1120.42
64650	Jeremy Garbers	893.28
64709	Mark Frey	626.43
64710	Forrest Siebken	1486.37
64711	Kendall Hoggins	1230.14
64712	Mavis Ferris	112.21
64713	Jeanne Hoggins	1299.83
64714	Gary TeSelle	1234.28
64715	Robert Hull	921.66
64716	George Matzen	848.60
64717	Erica Pallas	909.52
64718	Craig Carritt	16.62
64719	Jon Wiedemeyer	177.00
64720	Lewis Barker	366.53
64721	Travis Fougeron	842.54
64722	Kyhana Barnes	139.35
64723	Amy Salistean	959.74
64724	Cathleen Fosler	380.60
64725	Liliana Alaniz	135.75
64726	Bonnie Meints	444.80

64727	Terrell Long	1120.42
64728	Andrew Carrico	1252.93
64729	Jeremy Garbers	830.17
64732	Jeffery Baker	138.52
64733	Dan Kral	138.52
64734	Scott Bashore	138.52
64735	Patrick Kelley	138.52
64736	Nicholas Glanzer	184.70

GENERAL FUND:

64628	CHRIS KIRKPATRICK	U/B DEPOSIT REFUND	\$47.68
64629	U.S. POSTMASTER	UTILITY BILLING POSTAGE	\$195.44
64651	RETIREMENT PLANS DIVISION	PENSION-133011	\$1,709.04
64652	UNION BANK	HSA	\$988.15
64653	ABANTE MARKETING	BASEBALL UNIFORMS	\$464.51
64654	AMERITAS LIFE INSURANCE CORP.	DENTAL INSURANCE MAY 2018	\$586.88
64655	ARAMARK	PANTS & RAGS	\$452.91
64656	BCVFD	8U GIRLS LEAGUE FEE	\$200.00
64657	BLACK HILLS ENERGY	SERVICE FOR MARCH	\$774.55
		MILEAGE TO SEWARD FOR	
64658	BONNIE MEINTS	GROCERY	\$11.44
64659	BROADVIEW NETWORKS	PHONE APRIL	\$25.20
64660	CANON SOLUTIONS AMERICA	MAINT BASE & COPIES	\$186.66
64661	CENTRAL STATES LAB	TRIPLE MELT	\$5,064.97
		INVOICES	
64662	CONSOLIDATED MANAGEMENT CO	214015,213978,214051	\$162.59
64663	CRETE LUMBER & FARM SUPPLY	GRASS SEED	\$210.00
64664	CULLIGAN WATER CONDITIONING	RENTAL	\$55.95
64665	DANKO EMERGENCY EQUIPMENT	2-HOSE	\$602.67
64666	DIGITAL ALLY, INC	BODY CAM BATTERIES & S&H	\$110.00
64667	EAKES OFFICE SOLUTIONS	FILE FOLDER, ORGANIZER	\$155.43
64668	FARMERS COOPERATIVE	TIRE REPAIR & DISPOSAL FEE	\$1,930.82
64669	FIRE FOX RESCUE EQUIPMENT	SPIRNG,BULBS,LABOR	\$111.70
		MOWER, WEEDEATER,SAWS	
64670	JOHN DEERE FINANCIAL	SERVICE	\$1,581.74
		OXYGEN & COMPRESSED AIR	
64671	MATHESON TRI-GAS,INC	RENTAL	\$128.34
64672	MIDWEST AUTO PARTS	MOWER SERVICE	\$530.59
64673	MUNICIPAL SUPPLY,INC. OF OMAHA	NEW POOL VALVE	\$635.00
64674	NEBRASKA PUBLIC POWER DISTRICT	SERVICE FOR MARCH	\$5,561.19
64675	NEENAH FOUNDRY CO	GRATE FRAMES	\$234.00
64676	NORRIS PUBLIC POWER DIST	WELLS 1 &2	\$367.83
64677	ONE CALL CONCEPTS	17-ONE CALLS	\$15.09
64679	PIZZA KITCHEN	MARCH B-DAY MEALS	\$227.50
		310K SERVICE, GRILL	
64680	POWERPLAN	REPLACEMNT	\$1,058.96
64681	REDIGER AUTOMOTIVE	OIL CHANGES UNITS 2 & 3	\$66.96

64682	REEVES CO., INC.	NAME PLATE	\$16.12
64683	ROK BROTHER, INC.	TRIPLEXER FOR RADIO SYSTEM	\$576.00
64684	SAM'S CLUB	GROCERIES	\$81.34
64685	SOUTHEAST COMMUNITY COLLEGE	FLUSH COOLING SYSTEM	\$179.11
		2017 WATER REPORT	
64686	SEWARD COUNTY INDEPENDENT	PUBLISHING	\$437.29
64687	SEWARD ELECTRONICS	1 BATTERY	\$53.25
64688	SEWARD LUMBER	CABINET PAINT	\$105.45
64689	SPORTS EXPRESS	SHIRTS-JEREMY	\$136.08
64690	STRYKER SALES CORPORATION	1-STAIR CHAIR	\$3,150.18
64691	SUNRISE COUNTRY MANOR	MEALS FOR MARCH (175)	\$1,690.50
64692	TCA OUTDOOR POWER	MOWER SERVICE	\$289.74
64693	UNITED INDUSTRIES	BOARD STANT & FREIGHT	\$7,247.33
64694	VABA	10U GIRLS LEAGUE FEES	\$200.00
64695	VERIZON WIRELESS	INTERNET	\$120.90
64696	VERIZON WIRELESS-P	B.I. CELL	\$122.76
64697	WERGIN'S LAWN SERVICE	FERTILIZER	\$1,215.00
64698	WINDSTREAM NEBRASKA INC	PHONE SERVICE MARCH	\$254.26
64699	WOLFE, SNOWDEN,HURD,LUERS, &	LEGAL SERVICE FOR MARCH	\$1,281.75
64700	ACUITY SPECIALTY PRODUCTS, INC	SEWER AID	\$950.59
64701	AFLAC	SUPPLEMENTAL INSURANCE	\$342.61
64702	BLUE CROSS & BLUE SHIELD	HEALTH INSURANCE MAY 2018	\$8,974.94
64703	BLACK HILLS ENERGY	SERVICE FOR MARCH	\$146.90
64704	UNIVERSAL PREMIUM	FUEL	\$456.02
64705	DEARBORN NATIONAL LIFE INS CO	LIFE INSURANCE	\$141.04
64706	PAC-N-SAVE MILFORD	GROCERIES	\$457.76
		APRIL BIRTHDAY	
64707	TRAVIS KOESTER MUSIC	ENTERTAINMENT	\$100.00
64708	VERIZON WIRELESS	WELL CONTROL MONITOR	\$40.01
64730	RETIREMENT PLANS DIVISION	PENSION-133011	\$1,711.04
64731	UNION BANK	HSA	\$988.15
		EXTRA HATS & SHIRTS FOR	
64737	ABANTE MARKETING	PURCH.	\$ 402.27
64738	ATCO INTERNATIONAL	DEVOUR	\$2,340.00
64739	BAKER & TAYLOR	BOOKS	\$438.92
		MEALS & HOTEL @ CLERKS	
64740	CARD SERVICE CENTER	SCHOOL	\$906.35
64741	CASH-WA DISTRIBUTING	CHEESE SAUCE	\$110.95
64742	CITY OF WISNER	DELINQUENT WATER BILL TAGS	\$15.00
64743	CONCRETE WORKS, INC	SIDEWALK SOUTH OF SR. CTR.	\$11,402.00
64744	DEMCO, INC	SUMMER READING PROGRAM	\$94.87
64745	ERIC RILEY ELECTRIC	POOL BOARD	\$198.90
		MILEAGE TO KEARNEY,RCRDS	
64746	ERICA PALLAS	MGMT	\$185.84
64747	ETHAN THOMPSON	CEMETERY DIRECTORY SIGN	\$360.00
		WATER SYSTEM	
64748	JEO CONSULTING GROUP, INC.	IMPROVEMENTS	\$5,780.00

64749	JR WELDING	GRATE	\$377.22
64750	LINDSEY TROYER	BALL REFUND	\$66.00
64751	MEYER LABORATORY, INC.	PAINT, CLEANER	\$5,814.01
64752	MILFORD SCHOOL DIST. #5	LIQOUR LICENSE	\$360.00
64753	NEBRASKA ENVIRONMENTAL PROD	SWEEPER REPAIRS	\$486.36
64754	NEBRASKA FIRE SPRINKLER	ANNUAL INSPECTION & 5YR.	\$418.00
64755	NEBRASKA PUBLIC HEALTH	WATER TESTS	\$30.00
64756	NEBRASKA PUBLIC POWER DISTRICT	SERVICE FOR APRIL	\$1,180.76
	REIMERS KAUFMAN CONCRETE		
64757	PROD	MARBLE DUST	\$295.26
64758	TOOFAST SUPPLY	SEALANT	\$215.88
64759	TRAVIS YEACKLEY	18 CPR RECERT.	\$720.00
64760	TVRDY'S LOCK & KEY	WELL HOUSE & KEYS	\$380.42
64761	GARY TESELLE	GARY TESELLE	\$456.20
64762	WALMART COMMUNITY BRC	GROCERIES	\$227.34
64763	WINDSTREAM NEBRASKA INC	PHONE SERVICE FOR APRIL	\$577.95
64764	ZITO MEDIA	DIGITAL CABLE SERVICE	\$13.09
2085085	IRS-FEDERAL WITHHOLDINGS	FED/FICA TAX	\$4,439.07
2085086	NE DEPT OF REVENUE	STATE TAX	\$623.01
2085087	IRS-FEDERAL WITHHOLDINGS	FED/FICA TAX	\$4,521.47
2085088	NE DEPT OF REVENUE	STATE TAX	\$636.95
2085089	IRS-FEDERAL WITHHOLDINGS	FED/FICA TAX	\$122.44
	NE DEPT OF REVENUE	SALES TAX APRIL	\$1,769.82
	PEPSI COLA OF LINCOLN	CONCESSION STAND POP	\$1,689.95
	PAYROLL CHECKS ON 4/16/2018		\$14,696.33
	PAYROLL CHECKS ON 4/30/2018		\$15,335.49
	PAYROLL CHECKS ON 5/01/2018		\$738.78
	**** PAID TOTAL ****		\$ 134,346.81
	***** REPORT TOTAL *****		\$ 134,346.81

REPORTS OF OFFICERS, BOARDS AND COMMITTEES: Written reports received: Milford Aging Services Commission minutes for the April 24, 2018 meeting; Pool Board minutes for the April 12, 2018 meeting; Planning & Zoning minutes for April 24, 2018 meeting; Library Board minutes for February 9, 2018 meeting; Housing Authority minutes for April 19, 2018 meeting; Library Report for March and April 2018; Police Dept. activity report for April 2018. Baker - Mayor Glanzer, Patrick Kelley and he attended a meeting in Lincoln with regards to the Allo fiber company. He was very impressed with the presentation. He also attended a CBC meeting, Milford Aging services meeting and held a phone conference call with the Maintenance Supt discussing several topics. Kral – 13 Rescue calls; 12 in Milford and 1 in Pleasant Dale. 3 Fire calls – all yesterday. TeSelle – Randy Hellbusch conducted a water and sewer rate study for Milford. Ballfields are firing up and spring is on its way. Chief Siebken – Officer

Long has graduated and actively on duty. Officer Carrico has resigned as of April 30 and is now fulfilling a part-time position. Chief is currently advertising to fill the full-time position. Bashore – George has provided his Library report. Library renovation has started. Construction of the Water well has also started. Kelley – Ball season is upon us. We are ready to start the pool house project. It is going to be a tight window but it should be done prior to opening day. Kelley wanted to thank the anonymous donor for providing the funds to make this project possible. J. Hoggins – met with Matt Krause and her and Chief Siebken worked on some of the mill work for the building.

COMMUNICATIONS: *Sales tax received for the month of February 2018 in the amount of \$12,956.78. *Received Black Hills Energy annual franchise fee in the amount of \$15,748.69.

PUBLIC HEARING: Final Plat for Valley View West 3rd Addition: No Action.

Annexation request from Southeast Community College: Mayor Glanzer opened the public hearing at 7:08 pm. Building Inspector Hoggins reported: SCC is interested in constructing an Agriculture & Diesel Technology Learning Center plus a 150 bed dormitory. The area under consideration is south of the tennis court. They have considered extending Walnut Ave. attaching to State Street. SCC is not asking for any services from the City. They will be responsible for putting in all the streets, water and sewer lines, as well as maintaining them. They are asking to be annexed, as is the rest of the college. Nobody spoke against the annexation at the Planning & Zoning meeting and the Planning & Zoning was in favor of the annexation. With no further comments or questions, Mayor Glanzer closed the public hearing at 7:10 pm.

Application for Conditional Use Permit from Hauder & Martin, small confined pig nursery: Mayor Glanzer opened the public hearing at 7:10 pm. Terry Hauder is excited about bringing production closer to home to take better care of the animals. They have been a family owned business for several generations having pigs, cattle and sheep. They strive to keep current with agriculture trends and technologies to assure their family run business will be thriving for generations to come. Eric Martin and Terry have sons who are anxious to return to the hog business. They are not expanding their herd they are simply relocating to be more efficient. The facility will have approximately 2400 head of pigs weighing from 10 to 70 lbs. The building will be an all in/all out facility. Terry presented a statement from Mr. & Mrs. Harold McCullough and they do not object to the facility. The facility would be ¼ mile north of their home. Eric Martin shared the following information: They are looking at constructing a small, confined, nursery/

feeding operation. The facility will be stocked and filled on an eight week cycle. An eighteen day old pig, weighing around 14 lbs, will go into the facility and come out at approx. 60 lbs. The structure is planned to be 196'x 40' with a shallow pit underneath. A DEQ approved lagoon will be on site and capable of holding 2 years' worth of storage. Traffic: Daily - 1 to 2 workers; Weekly - one semi feed truck. On the 8 week schedule, pig arrival would include 5 pick-up stock trailers, departure would include 5 semi-trailer loads. They will not impact the Milford roads. They will use Hwy 15 come across Van Dorn and then onto the gravel. Manure disposal: There are 180 acres of crop ground in which the manure could be applied according to State standards. Eric recognized with pigs there is a concern of smell. He presented an odor footprint study, developed by the University of NE, prepared by JES Environmental Services. The results are attached to these minutes. Kelley questioned the amount of water needed to run this type of facility. Martin reported the pull of water will be minimal and there would not be restrictions from the State.

Mayor Glanzer opened the floor for public comments: Stacy Kremer was not in favor of the operation as she has been working very hard to start a development north of the Elementary School. They are currently working on a nine lot cul-de-sac, an additional 9 lots, plus potentially another 12 lots all within the northwest section of town. The Comprehensive Plan acknowledges that growth for Milford is to go north to northwest. She does not want the City to get boxed in; the feedlot to the north, the dump to the south and a small operation that already exists north of town. She would prefer not to see it go in.

John Melena wished the Hauders the best but recognized this is the only direction Milford can grow. He is not against the idea just the location. The odor issue is a problem. Melena would not want the Hauders to put a lot of money into the venture and at the one year review if too many people were unhappy, have the operation shut down.

David Duff comes from a small Ag related town. He would not like the smell to hinder baseball games at Welch Park. The town is growing in this direction.

Gerry Dunlap spoke on behalf of the Hauders. He is in favor of it and had a letter from JoAnn Roth stating the Hauders meet and exceed the expectations of a good neighbor. They run a clean operation with minimal smell. This operation would allow the tax base to increase and promoting growth is favorable for business. "Is Milford business friendly?" The smell coming from the north is the feed lot, not the Hauders hogs. If you live in rural communities you will always have a smell.

Sean Kremer – in the process of bringing in 20 some houses, this will bring in revenue. Nobody knew about this application request.

Terry Alfredson suggested the Council take a field trip to Dodge City, KS and see what it looks like when a city gets boxed in. The Council needs to go where it's happening, then make a decision.

Building Inspector Kendall Hoggins represented the Planning & Zoning and wanted to explain their position. The board researched the wellhead protection area and the hog confinement would not affect it at all. In looking into all the domestic wells, in the area, it does not affect any domestic wells either. The facility is within 1/16 of a mile into our zoning jurisdiction. Hoggins checked with the County and if it was on the other side of the zoning jurisdiction the County would have granted the permit. It meets all the required regulations. Traffic flow was a concern and Hauders addressed using Van Dorn Road. The tax base was also a consideration in their decision. A time limit and standards can be attached to a Conditional Use Permit. Standards were set: within one year P & Z would re-evaluate the facility and if there were a number of complaints or violations regarding the conditions set, the Council could shut down the operation.

Tim Burkey – encouraged everyone to be courteous and civil. Terry & Eric are honorable, ethical and respectable. They are contributing business persons within the community, providing jobs, taxes and support for our schools, businesses and the growth of Milford. Milford needs new industries and expansion to build the tax base and support our schools and government. Tim believes this operation will contribute significantly. Hogs do have an essence and he has been a hog farmer most of his life. He has lived within 200' of a much larger lagoon than they are proposing. Distance, lagoon design, management and very importantly prevailing winds are all factors. The studies that have been done of the plum disbursement and the prevailing winds that occur are very valid and very scientific. We need to consider the science. Seward County and DEQ requirements will be met or they won't be building. Tim lives north of the corporate limits and doesn't recognize any risk of having his lifestyle changed due to this operation. He is in favor of it and feels it would benefit Milford.

Larry TeSelle shared information from the TA Zoning District; Section 5.05.02 – #1. No farming, livestock feedlot or yard for more than 50 animals shall be established. Section 5.05.03 - #12. Feedlots or yards for more than 50 animals. If this is approved Larry could put a couple 100 chickens in his building out there.

With no further comments Mayor Glanzer closed the public hearing at 7:53 pm.

NEW BUSINESS:

Award Bid – 1967 Ford Class A Pumper: One bid was received and opened on April 24, 2018. Bob Boshart submitted a bid of \$610.00 for the 1967 Ford Class A Pumper. A motion was made by Baker and seconded by Kral to award the bid to Bob Boshart for the 1967 Ford Class A Pumper in the amount of \$610.00. Roll call vote: Baker yes, Kral yes, Bashore yes, Kelley yes. Motion carried.

Hire Pool Employees and set wages: A motion was made by Kelley and seconded by Bashore to hire the following pool employees for the 2018 season: Madilyn Daly as Manager at \$11.25 per hour; Lane Mongeon, as Assistant Manager at \$10.50 per hour, both pending Pool Operator Certification and Tatum Vondra pending lifeguard certification at \$9.00 per hour. Roll call vote: Kelley yes, Bashore yes, Baker yes, Kral yes. Motion carried.

Discuss/Action – Change Order #1 Myers Construction, extend well screen an additional 20 VF: TeSelle reported the formation is really good in this well. It is pulling more water than was expected. This change order will extend the well screen an additional 20 VF for a total of 60VF. A motion was made by Bashore and seconded by Kral to approve change order #1 in the amount of \$4,720.00 for the 2017 Water Systems Improvements. Roll call vote: Bashore yes, Kral yes, Baker yes, Bashore yes. Motion carried.

Bashore also mentioned a no cost change to the construction of the building at the well site. Instead of block walls, they will pour the walls.

Discuss/Action – Annexation request from Southeast Community College: A motion was made by Kelley and seconded by Bashore to approve the annexation request made by Southeast Community College. Roll call vote: Kelley yes, Bashore yes, Baker yes, Kral yes. Motion carried.

Introduction and Adoption of Ordinance – Southeast Community College Annexation, First Reading: Councilmember Bashore introduced the following ordinance seconded by Kelley.

ORDINANCE NO. 926

AN ORDINANCE PROVIDING FOR THE ANNEXATION OF CERTAIN LANDS THAT ADJOIN THE BOUNDARY OF THE CITY OF MILFORD, SEWARD COUNTY, NEBRASKA TO THE CORPORATE LIMITS OF SAID CITY AND EXTENDING THE CITY LIMITS OF SAID CITY ACCORDINGLY; TO DECLARE SAID LANDS AS CONTIGUOUS AND ADJACENT TO THE CITY OF MILFORD, NEBRASKA; AND TO PRESCRIBE THE TIME THIS ORDINANCE SHALL BE IN FORCE AND TAKE EFFECT and moved that the ordinance be passed on first reading. Said ordinance was then read into the record by

title, by the Mayor.

Roll call vote: Bashore yes, Kelley yes, Baker yes, Kral yes. Motion carried. Ordinance No. 926 passed on first reading only.

Discuss/Action – Conditional Use Permit request from Hauder & Martin, small confined pig nursery: Bashore – regarding the tax base and benefitting the school, if the livestock confinement was anywhere else, it would still benefit the school. It offers no tax base for the City except maybe feed. He took exception to Milford being restrictive and the not business friendly comments. This is not the type of business we want to bring into town. Placing this operation out towards the only direction we have for growth is in itself restrictive thinking. Welch Park is a brand new road and there is no guarantee the traffic flow will go as they say. A time limit on the conditional use permit seems like a bad idea. Asking Hauders if they really want to put a lot of money into the project and then a year from now have the Council say, sorry that didn't work, shut it down. If permission must be granted to place the operation within our jurisdiction then it seems that it is too close.

Kral – we have spent a better part of last year working with people who are interested in adding houses within the community. During this period, they have spent substantial amounts of money pursuing this goal. His concern, after they have spent the money, we approve something that may not be the death now, but may be. We need to be careful about doing this.

Kelley – there's been a lot of good discussion. This is the direction of growth for the community per our Comprehensive Plan. Residential growth up against a commercial feedlot would be a potential challenge. Tracking a tally on individuals that spoke tonight, even though it wasn't large, majority votes were no vs. yes. He was elected to represent people within the community, the taxpayers of Milford. While he appreciates the friendship he has had with the Hauders and Martins he must represent the people of his district and the taxpayers of community.

Baker has spent a lot of time thinking about this process as well as the time spent working with SCCDP, trying to find ways for Milford to grow. Never in that time was a hog confinement considered as a way to show progress. We are a community that has grown; maybe slower than some would like or faster than some would like. This community is great because of the amenities we have to provide. Baker is thankful for the attendance and involvement in tonight's meeting. Noting he could count on one hand how many times we have had this many people at a meeting. It is very important that we know what the community is wanting. To grow Milford means to provide housing, provide those amenities and support the citizens who live here. He doesn't see this Conditional Use Permit meeting those objectives.

Bashore noted, it is a great idea but there should be a better location for it. A motion was made by Bashore and seconded by Kral to deny the Conditional Use Permit. Roll call vote: Bashore yes, Kral yes, Baker yes, Kelley yes. Motion carried.

Introduction and Adoption of Ordinance – Water Rate Increase: Randy Hellbusch with NE Rural Water Association conducted a water rate study and presented the results. He thanked Milford for their long standing membership. The DEQ annual payment for the new well will add \$81,645.58 to the water budget. An increase of \$5.00 per user/per month will meet the requirement to make the bond payment. The estimated increase was closer to \$10.00 per user/per month. The ordinance was presented with an immediate rate increase of \$5.00 per user/per month for 2 years and then an additional \$1.00 per user/per month for the following 2 years. Council member Baker questioned scheduling a rate increase that far in advance. If the \$1.00 is not needed we should not increase our rates. We can conduct another rate study in 2 years and see if the \$1.00 increase is needed. The water rate information sheet is attached to these minutes. Councilmember Baker introduced the following ordinance amending the draft presented to strike the additional water rate increase for the 6/1/20 thru 5/31/22 time period:

ORDINANCE NO. 927

AN ORDINANCE TO AMEND SECTION 3-106.01 OF THE MUNICIPAL CODE PERTAINING TO MUNICIPAL WATER DEPARTMENT; INCREASING SERVICE CHARGES AND USAGE FEES; TO REPEAL OR AMEND ALL ORDINANCES OR PARTS OF ORDINANCES IN CONFLICT HEREWITH; AND TO PROVIDE THE TIME WHEN THIS ORDINANCE SHALL BE IN FORCE AND TAKE EFFECT. (See Ordinance Record)

Introduction and Adoption of Ordinance – Sewer Rate Increase: Randy Hellbusch also conducted a sewer rate study. The city is currently operating at an \$8,582.00 shortfall. A rate increase of \$1.00 per user/per month plus a .10 increase per thousand gallons will make up the shortfall. Council member Bashore introduced the following ordinance:

ORDINANCE NO. 928

AN ORDINANCE TO AMEND SECTION 3-218 OF THE MUNICIPAL CODE PERTAINING TO MUNICIPAL SEWER SERVICE CHARGES AND SEWER USAGE FEES; TO REPEAL OR AMEND ALL ORDINANCES OR PARTS OF ORDINANCES IN CONFLICT HEREWITH; AND TO PROVIDE THE TIME WHEN THIS ORDINANCE SHALL BE IN FORCE AND TAKE EFFECT. (See Ordinance Record)

Discuss/Action – Professional services to develop drainage study for

general area North of Oak Avenue and West of “F” Street: Stacy Kremer shared information regarding the proposal submitted by Kirkham Michael and Ryan Brandt. They are willing to provide engineering services for a drainage study which would include West of F Street, as well as all three developments. JEO is fine with Kirkham Michael doing the study. JEO will side with the City and advise as needed. KM is hoping to have the study completed in 30 days but may take up to 45 days. A question arose regarding why the City should pay for this study. The developers already have a lot of money wrapped up in a drainage study and this will benefit the drainage problem of the existing homes along North F Street. They just want to tie into it and fix the whole thing at once. Bashore stated the fee for the study is \$9500.00 and we are getting information on the existing issues along F Street, which is where our concern lies. With the potential of further development, the water will go that direction and we will need to address this issue anyway. A motion was made by Kral and seconded by Bashore to approve the proposal and authorize the Mayor to sign it. Discussion: Baker asked whether or not the Council would wish to pursue this if the development wasn't going to happen? Is this a study that we will need or require in the near future in our One, Three or Six year plan? We seem to historically get right up to this point and then have had people pull back in the past. His concern is if the City is going to pay for the study that we make sure the development is going to move forward. What happens if they decide tomorrow they don't want to do the development? Stacy thought the City would want to move forward with the study regardless, mostly because we already have drainage problems along west F Street. It will need to be fixed eventually. She felt they were in a good spot to move forward with the development. Kral has talked to neighbors along F Street during heavy rains and if we can shed a light on this issue it is a good investment. Baker noted it's important that we are doing this as part of the development process, but more importantly the Council is going on the record saying that we would have needed to probably address this issue anyway. Roll call vote: Kral yes, Bashore yes, Baker yes, Kelley yes. Motion carried.

Appointment/Re-appointments: A motion was made by Bashore and seconded by Kelley to approve the Mayor's recommendation to appoint Jody Kunze to the Library Board for a 4 year term ending May 1, 2022. Roll call vote: Bashore yes, Kelley yes, Baker yes, Kral yes. Motion carried. A motion was made by Bashore and seconded by Kelley to approve the Mayor's recommendation to re-appoint Lori Johnson to the Library Board for a 4 year term ending 9/30/2021. Roll call vote: Bashore yes, Kelley yes, Baker yes, Kral yes. Motion carried.

A motion was made by Bashore and seconded by Kelley to approve the Mayor's recommendation to re-appoint Angie Pierce to the Library Board for a 4 year term ending 9/30/2021. Roll call vote: Bashore yes, Kelley yes, Baker yes, Kral yes. Motion carried.

A motion was made by Kelley and seconded by Bashore to approve the Mayor's recommendation to re-appoint Brad Havener to the Planning & Zoning Commission for a 3 year term ending February 1, 2021. Roll call vote: Kelley yes, Bashore yes, Baker yes, Kral yes. Motion carried.

A motion was made by Kral to approve the Mayor's recommendation to re-appoint Brandon Mowinkel to the Planning & Zoning Commission for a 3 year term ending February 1, 2021. Motion failed for lack of a second.

Discuss/Action – Seward County Debris Management Program Master Plan and Action Plan: Emergency Management Director Gary Petersen provided the Seward County Debris Management Program Master Plan and Action Plan for review. The only suggested addition to the Action Plan was on page 18 to include the burn pile at the Lagoon site for Milford. A motion was made by Bashore and seconded by Kral to authorize the Mayor's signature to the Seward County Debris Management Program Master Plan and Action Plan. Roll call vote: Bashore yes, Kral yes, Baker yes, Kelley yes. Motion carried.

ADJOURNMENT: A motion was made by Kral and seconded by Kelley to adjourn the meeting. Roll call vote: Kral yes, Kelley yes Baker yes, Bashore yes. Motion carried and meeting adjourned at 8:46 pm.

Jeanne Hoggins, City Clerk

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 May 1, 2018 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