



CITY OF MILFORD, NEBRASKA  
COUNCIL AGENDA

TUESDAY, APRIL 7, 2026, 7:00 pm

All agenda items are for discussion and action will be taken as deemed appropriate. The City Council reserves the right to go into executive session in accordance with Section 84-1410.

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**1. CALL TO ORDER**

Pursuant to Section 84-1412(8) of the Nebraska Open Meeting Act a current copy of the Open Meetings Act is posted on the west wall of this meeting room and is available for viewing by the public.

1. Roll Call
2. Pledge of Allegiance
3. Approve agenda as submitted.

**2. SUBMITTAL OF REQUESTS FOR FUTURE ITEMS**

Individuals who have appropriate items for City Council consideration should complete the **Request for Future Agenda Items** form located near the entrance of the meeting room. If the issue can be handled administratively without Council action, notification will be provided. If the item is scheduled for a committee or Council meeting, notification of the date will be given.

- 3. PUBLIC COMMENT** Members of the public wishing to present to the Mayor and City Council on any matter of public interest will be invited to do so during this segment of the meeting. Each individual presenter will be limited to no more than three (3) minutes of speaking time.

- 4. CONSENT AGENDA** The following items are considered to be routine by the city council and will be enacted by one motion. There will be no separate discussion of these items unless a city council member or citizen so requests, in which event the item will be removed from consent status and considered in its normal sequence on the agenda.

- a. Approve Minutes: March 3, 2026
- b. Approve Claims by Auditing Committee
- c. Approve Treasurer's Report for February 2026 by Auditing Committee
- d. Reports/Communications filed by Governing Board and City personnel.
- e. Authorize payment process of drawdown #5 for 23-TFHO-16023 OOR Program in the amount of \$107,923.99.

## **5. PUBLIC HEARING:**

- a. To hear testimony in favor of, or opposition to, and to answer questions in relation to vacating the Heyen 1<sup>st</sup> Addition Plat and approving the proposed Final Plat for Heyen 1<sup>st</sup> Addition "corrected", a portion of the S.W. ¼ of Section 7, Township 9 North Range 4 East of the 6<sup>th</sup> P.M., Seward County, NE.

## **6. NDWEE WATER STATUS UPDATE:**

## **7. CURRENT BUSINESS:**

- a. Consider Proclamation for Southeast Community College National Apprenticeship Week 2026, April 26, 2026 – May 2, 2026.
- b. Consider approval of the ALLO Non-Exclusive Public ROW License Agreement and authorize Mayor to sign the same.
- c. Discuss/consider maintenance plan full-service agreement with Maguire on the 300,000 gallon water tower.
- d. Webermeier Scholarships
  - i. Review of Foundation Terms
  - ii. Conflict of Interest Policy
  - iii. Review and approval of Scholarship Selection
- e. Consider hiring part-time summer maintenance employee and set wage
- f. Consider hiring pool employees and set wages for the 2026 season.
- g. Update on Zuercher/Central Square Interlocal Agreement

## **8. RESOLUTIONS AND ORDINANCES:**

**ORDINANCE NO. 994 – AN ORDINANCE OF THE CITY OF MILFORD, NEBRASKA APPROVING THE VACATION OF THE “HEYEN 1ST ADDITION” PLAT, WHICH SUBDIVISION IS LOCATED IN A PORTION OF THE SOUTHWEST QUARTER 1/4 OF SECTION 7, TOWNSHIP 9 NORTH, RANGE 4 EAST OF THE 6<sup>TH</sup> P.M., OF THE CITY OF MILFORD, SEWARD COUNTY, NEBRASKA.**

**ORDINANCE NO. 995 - AN ORDINANCE OF THE CITY OF MILFORD, NEBRASKA APPROVING THE VACATION OF THE ORIGINAL “HEYEN ADDITION” PLAT, WHICH SUBDIVISION IS LOCATED IN A PORTION OF THE SOUTHWEST QUARTER 1/4 OF SECTION 7, TOWNSHIP 9 NORTH, RANGE 4 EAST OF THE 6<sup>TH</sup> P.M., OF THE CITY OF MILFORD, SEWARD COUNTY, NEBRASKA.**

**RESOLUTION NO. 685 - A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MILFORD, NEBRASKA, APPROVING THE CORRECTIVE FINAL PLAT FOR THE “HEYEN 1<sup>ST</sup> ADDITION,” WHICH SUBDIVISION IS LOCATED IN A PORTION OF THE SOUTHWEST QUARTER 1/4 OF SECTION 7, TOWNSHIP 9 NORTH, RANGE 4 EAST OF THE 6<sup>TH</sup> P.M., OF THE CITY OF MILFORD, SEWARD COUNTY, NEBRASKA.**

## **9. ADJOURNMENT**

CITY OF MILFORD  
REGULAR MEETING  
APRIL 7, 2026  
MINUTES

A regular meeting of the Mayor and Council of the City of Milford, Nebraska was held at the City Hall Building in said City on the 7<sup>th</sup> day of April 2026 at 7:00 pm. Present were Mayor Patrick Kelley; Council members: Dustin Bauer, Tony DeLong, Becky Freeman, Dainton Parks, Attorney Anthony Aerts, Maintenance Supt. Gary TeSelle, Chief of Police Darrin Kremer, City Clerk Jeanne Hoggins, Deputy Clerk Whitney Parks. Also present: Misty Ahmic, Kelly Deeks, Eric Cox, Any Kahle, Tim Dworak, Barry & Cami Erb, Cody & Katie Sparks, Sean Kremer, Robin Heyen, Jacob Lawson 10/11 News, Jake Dugger Maguire, Alex Gurnsey, Mike & Tara Langenberg and Jon Kisby SCC.

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. The availability of the agenda was communicated in advance 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 public.

**CALL TO ORDER:** Mayor Kelley 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 west wall in the City Hall meeting room.

**PLEDGE OF ALLEGIANCE:**

**APPROVE AGENDA AS SUBMITTED:** A motion was made by Freeman and seconded by Bauer to approve the agenda as presented. Roll call vote: Freeman yes, Bauer yes, DeLong yes, Parks yes. Motion carried.

**SUBMITTAL OF REQUESTS FOR FUTURE ITEMS:** Mayor Kelley shared that the forms are available on the east table.

**PUBLIC COMMENT** Members of the public wishing to present to the Mayor and City Council on any matter of public interest will be invited to do so during this segment of the meeting. Each individual presenter will be limited to no more than three (3) minutes of speaking time. No comments.

**REPORTS/COMMUNICATIONS:** Written reports received: Sr. Center minutes from March 18, 2026 and April 1, 2026 meetings. Milford Police Dept. Activity Report for March 2026. Recreation Board minutes from February 24, 2026 meeting.

**CONSENT AGENDA:** Mayor Kelley read the Consent Agenda:

- a. Approve Minutes: March 3, 2026
- b. Approval of Claims: Accounts Payable - \$144,367.20; Payroll - \$46,899.84; Totaling \$191,267.04 by the Auditing Committee.
- c. Approve Treasurer's Report for February 2026 by Auditing Committee
- d. Reports/Communications filed by Governing Board and City Personnel.
- e. Authorize payment process of drawdown #5 for 23-TFHO-16023 OOR Program in the amount of \$107,923.99.

A motion was made by DeLong and seconded by Parks to approve items on the consent agenda as read. Roll call vote: DeLong yes, Parks yes, Bauer yes, Freeman yes. Motion carried.

**SALARIES:**

8555	Dustin Bauer	138.52
8556	Waylon DeLong	138.52

8557	Becky Freeman	138.52
8558	Patrick Kelley	184.70
8559	Dainton Parks	138.52
8560	Craig Carritt	25.75
8561	Mavis Ferris	79.80
8562	Jacob Hlavac	284.43
8563	Jeanne Hoggins	1804.61
8564	Ardella Huber	1171.92
8565	Darrin Kremer	2188.04
8866	Mystique Lauer	1204.35
8567	George Matzen	786.90
8568	Tanner Paap	1418.09
8569	Whitney Parks	1440.80
8570	Katherine Pauley	325.53
8571	Michelle Richards	173.15
8572	Dominic Rocolé	1129.25
8573	Klaus Schachtschabel	1747.05
8574	Jessica Swanson	572.11
8575	Gary TeSelle	1333.14
8576	Wallace Wilkins III	1226.41
8577	Craig Carritt	25.75
8578	Mavis Ferris	84.96
8579	Jacob Hlavac	297.21
8580	Jeanne Hoggins	1,804.61
8581	Ardella Huber	1,182.96
8582	Darrin Kremer	2,188.04
8583	Mystique Lauer	1,260.30
8584	George Matzen	794.50
8585	Tanner Paap	1,471.81
8586	Whitney Parks	1,303.44
8587	Katherine Pauley	252.81
8588	Michelle Richards	245.88
8589	Dominic Rocolé	1,178.42
8590	Klaus Schachtschabel	1,704.79
8591	Jessica Swanson	628.93
8592	Gary TeSelle	1,333.14
8593	Wallace Wilkins III	1,224.49
8594	Dustin Bauer	138.52
8595	Waylon DeLong	138.52
8596	Becky Freeman	138.52
8597	Patrick Kelley	184.70
8598	Dainton Parks	138.52

**GENERAL FUND:**

500193	OMNIFY BENEFITS	HSA PAYMENT 3.9.26	815.00
	FARMERS & MERCHANTS BANK	DEPOSIT BOOKS MAIN ST	128.24
500192	UNITED STATES POSTMASTER	UB POSTAGE - FEB USAGE	472.30
	IRS	FED W/H P.R. 3/2/26	122.44
	IRS	FED W/H P.R. 3/9/26	5,006.30
	NE DEPT OF REVENUE	STATE W/H P.R. 3/9/26	626.56

	JOHN HANCOCK RETIREMENT	PENSION PMT	2,914.95
500194	AFLAC	FEB. SUPPLEMENTAL INSURANCE	1,055.02
500195	AKERS EQUIPMENT	60" JOHN DEERE BLADE	2,233.00
500196	ALLO COMMUNICATIONS	ACCT. PHONE SERV.2-24-	730.28
500197	BEAVER HARDWARE	ANCHOR SHACK WALL MOUNT PAP	31.93
500198	BLACK HILLS ENERGY	2-4-26 TO 3-5-26 GAS SERVICE	1,619.23
500199	BLUE VALLEY PUBLIC SAFETY	REPAIR SIREN HEAD/TRAVEL/LABOR	16,700.55
500200	BULLER FIXTURE	HOBART CENTRLINE SR.CTR.DISHWA	5,995.00
500201	CARD SERVICE CENTER-JH	POLICE PORT ADAPTER	462.84
500202	CASH-WA DISTRIBUTING	SR.CTR.POTATOES/CREAMER	71.90
500203	CREATIVE PRODUCT SOURCING	DARE BOOKS	190.00
500204	CULLIGAN WATER CONDITIONING	LIBRARY-3-5 GAL.WATER/COOL REN	40.75
500205	DAS STATE ACCTG-CENTRAL FINAN	FEBR. 2026 POLICE RADIO FEES	99.00
500206	DATAVIZION	LICENSING/BACKUP CITY COMPUTER	1,238.39
500207	DERREK YODER	FEB. 2026 CLEANING FIRE HALL	150.00
500208	EAKES OFFICE SOLUTIONS	PAPER/FLASH DRIVER/FASTENERS	459.38
500209	E & R FLOORING LLC	UCT SEALER/MILEAGE/FLOOR SR.CT	1,236.00
500210	FARMERS COOPERATIVE	FUEL/TIRE REPAIR/FUEL FILTER	1,233.40
500211	GREAT WESTERN DINING	84 SR.CTR.FEBR. MEALS	624.12
500212	HEATHER MULLER	COED VOLLEYBL.LEAG.DIRECTOR	1,000.00
500213	JEO CONSULTING GROUP, INC.	FINAL DESIGN 2025 WATER MAIN	23,425.00
500214	JOHN DEERE FINANCIAL	GATOR REPAIRS, 4X4 REPAIRS	7,301.87
500215	JOHN HANCOCK USA	FEB.1 TO FEB.28 ADMIN. FEE	83.33
500216	JOHNSON SERVICE COMPANY	FILM & CLEAN SERVICE LINES	11,856.25
500217	JR WELDING	SR.CTR. DISHWASHER METAL PAN	381.53
500219	KRIHA FLUID POWER	BLADE COUPLER	75.13
500220	MENARDS-LINCOLN NORTH	WRENCH SET, 6 OTHER WRENCHES	119.39
500221	MIDWEST AUTO PARTS	OIL FILTER,WRENCHES,BATTERY	336.02
500222	MILFORD PLUMBING INC.	WATER DEPT. PARTS REPAIRS	212.55
500223	MUNICIPAL SUPPLY,INC. OMAHA	50 PKG. SEAL PINS, METER PIN	4,235.71
500224	NEBRASKA PUBLIC POWER DIST	ACCT. SR.CTR. ELECTRICIT	6,121.60
500225	NEBRASKA STATE PATROL	2026 MACH/TRACS LICENSES	191.00
500226	NORRIS PUBLIC POWER DIST	ACCT, #2 SOUTH WELL	338.32
500227	OMNIFY BENEFITS	4 MON.7 EMPL @2.00 EACH OCT-JA	56.00
500228	ONE CALL CONCEPTS	30 LOCATOR MINUS DISCOUNT	24.99
500229	OSWALD ELECTRIC	LABOR 1-240 VOLT BREAKERE	518.62
500230	PETTY CASH	REPLENISH PETTY CASH FUND	34.20
500231	PIZZA KITCHEN	57 SR.CTR. MEALS FOR FEB. 2026	426.01
500232	REMBOLT LUDTKE LLP	LEGAL COUNSEL	3,275.00
500233	SACK LUMBER COMPANY	3-2X4 8' LUMBER,20 GAL HEPA FI	64.96
500234	SANDRA SCHATZ,PHD,LLC	2-11-26 KELLY DECKER PSY.EVAL	465.00
500235	SEWARD COUNTY INDEPENDENT	MAR. 3 LEGAL MEETING	23.18
500236	T-MOBILE	2 MONTHS POLICE CELL PHONE	216.78
500237	VERIZON WIRELESS-ACCT. 4342	ACCT. FIRE DPT.PHONE	131.16
500238	VERIZON WIRELESS-P-CITY OFFICE	ACCT. POLICE PH.LIN	240.06
500239	WINDSTREAM NEBRASKA INC	ACCT. CITY HALL 2/25-3/24	123.69

500240	ZITO MEDIA	FIRE DPT.T.V. 3-1-26 TO 3-31-2	6.09
500241	AMANDA GURNSEY	DEPOSIT REFUND	75.00
500242	SABRINA BABEL	BABELL DEP REFUND	3.04
500243	DAWSON BARRETT	BARRETT DEP REFUND	11.94
500244	HUNTER LAHNERS	LAHNER DEP REFUND	40.34
500245	OMNIFY BENEFITS	HSA PAYMENT 3.23.26	815.00
500246	GARY TESELLE	PAYROLL AGENCY PYMT MARCH 26	600.00
	IRS	FED W/H P.R. 3/23/26	5,022.10
	NE DEPT OF REVENUE	STATE W/H P.R. 3/23/26	629.07
	JOHN HANCOCK	PENSION PMT	2,914.95
500249	ALLO COMMUNICATIONS	ACCT. PHONE BILL	736.89
500250	AMERITAS LIFE INSURANCE CORP.	APRIL DENTAL INSURANCE	660.48
500251	BLACK HILLS ENERGY	ACCT. SR.CTR.2-4 TO 3-5	261.66
500252	CANON FINANCIAL SERVICES, INC	MARCH COPIER CONTRACT IMAGE RU	179.95
500253	CARD SERVICE CENTER-JH	STAMPS,CEILING TILES,DR.WATER	2,292.65
500254	CASH-WA DISTRIBUTING	SR.CTR.FOAM CONTAINERS	85.82
500255	CREATIVE PRODUCT SOURCING	D.A.R.E. POLICE BOOKS	190.00
500256	DAN HOLTZ	MAY 5 SR.CTR.PRESENTATION	240.00
500257	DEARBORN GROUP	APRIL FIRE DEPT. LIFE AD/D INS	103.20
500258	DEBRA WHITE	9-30-26 SR.CTR.BIRTH.ENTERTAIN	250.00
500259	DERREK YODER	MAR.CLEANING FIRE HALL	150.00
500260	DONALD BRIAN JOHNSON	4-22-26 SR.CTR.PRESENTATION	268.60
500261	EAKES OFFICE SOLUTIONS	POLICE DEPT. WIRELESS PRINTER	418.88
500262	EQUIPPED AUTO REPAIR	LABOR/PARTS-93 DODGE DOOR REPA	188.07
500263	FIRSTAR FIBER INC.	JANUARY 2026 RECYCLING	602.50
500264	FUELMAN FLEET PROGRAM	FEB.-MAR.18 POLICE FUEL	537.60
500265	GREAT PLAINS UNIFORMS LLC	POLICE PANTS,SHIRT/BELT/PATCH	441.07
500266	HAWKINS INC.	WATER CHEMICALS	1,948.60
500267	ICE MELT MALL	50-50# TRIPLE MELT	675.00
500268	INGRAM LIBRARY SERVICES	LIBRARY BOOKS	1,281.47
500269	JEFF BARNES	APR.29,26 SR.CTR.BIRTH.ENTER.	300.00
500270	JOANN ROTH	JAN/FEB. SR.CTR.CLEANING	200.00
500271	KATIE SPARKS	MARCH 2026 REC. COORDINATOR	500.00
500272	KELLY HANEY	FEB,13,16,18,23,25.27 YOGA	320.00
500273	KELLY DEEKS	REIMB.CPR CLASS-KELLY DEEKS	24.50
500274	LA QUINTA	MAR.13/14, 2026 HOTEL/EMS CONF	300.52
500275	LYNN PEAVEY COMPANY	3 URINE TEST KITS	56.55
500276	MACQUEEN EQUIPMENT	FILL HOSE FOR STREET SWEEPER	393.68
500277	NIPPON SANSO MATHESON, INC.	BOTTLE GASES FOR FIRE DEPT.	74.43
500278	MEDICA HEALTH PLAN	APRIL HEALTH INSURANCE PREM	9,384.24
500279	MEYER LABORATORY, LLC	TOLIET PAPER/TRASH CAN LINERS	1,264.50
500280	MILFORD VOLUNTEER FIRE DEPT.	3-14-26-T.PICKERILL ZOOM CLASS	525.00
500281	MILFORD PLUMBING INC.	WATER PIPE REPAIR AT POOL	13.60
500282	NDWEE-FISCAL SERVICES	PHASE 2 REVIEW FEE-WATER MAIN	7,600.00
500283	NEBRASKA DEPT.-TRANSPORTATION	6 BARRIERS TRAFFIC CONTROL	180.00
500284	NEBRASKA PUBLIC POWER DISTRICT	ACCT. 2-21 TO 3-24 ELEC	1,405.98

500285	NE.DEPT.OF REVENUE-GAMING DIV.	LOTTERY LICENSING FEE-RENEWAL	100.00
500286	NE PUBLIC HEALTH ENV. LAB	WATER TESTING	30.00
500287	NEBRASKA STATE FIRE SCHOOL	5-FIRE SCHOOL/5 -T-SHIRTS-FIRE	852.00
500288	OSWALD ELECTRIC	MOTION LIGHT ON WELL HOUSE	251.46
500289	PAUL SIEBERT	OCT.28 SR.CTR.BIRTH. ENTERTAIN	150.00
500290	PIONEER OVERHEAD DOOR (POD3G)	SERVICE DOOR TO FIX/ADJUST	115.00
500291	REBEKAH FREY	3-7/2-22, 4 HRS.@\$35/HR.CITY	140.00
500292	SCHUMACHER ELEVATOR CO.	ELEVATOR MECHANIC SR.CTR CALL	192.00
500293	SEWARD COUNTY INDEPENDENT	MARCH 3, 2026 PROCEEDING	67.16
500294	T-MOBILE	3 POLICE CELL PH. 2-21 TO 3-20	108.12
500295	UNIFIRST CORPORATION	4 INV. MAINT.UNIFORMS/MATS	371.03
500296	VERIZON WIRELESS-ACCT. 7813	I-PAD PHONE SERV.2-11/3-10-26	115.17
500297	WEST WILLOW ENTERPRISES	REPLACE 4 DOOR JAMB TRIMS	1,750.00
500298	WINDSTREAM NEBRASKA INC	ACCT CITY HALL PHONE	230.64
	IRS	FED W/H P.R. 4/1/26	122.44
	COUNCIL PAYROLL 3.2.26		738.78
	TOTAL PAYROLL 3.9.26		16,911.33
	TOTAL PAYROLL 3.23.26		16,982.04
	COUNCIL PAYROLL 4.1.26		738.78
	NE DEPT OF REVENUE	SALES TAX FEBRUARY 2026	1,594.19
		TOTAL	191,267.04

**PUBLIC HEARING:**

**To hear testimony in favor of, or opposition to, and to answer questions in relation to vacating the Heyen 1st Addition Plat and approving the proposed Final Plat for Heyen 1st Addition “corrected”, a portion of the S.W. ¼ of Section 7, Township 9 North Range 4 East of the 6th P.M., Seward County, NE.**

Mayor Kelley opened the public hearing at 7:05 pm. Attorney Aerts informed us this public hearing is for technical clarification of the Plats, and it is also for vacation of the Original Heyen Addition, so we are up front about that point.

With no further comments or concerns, Mayor Kelley closed the public hearing at 7:06 pm.

**NDWEE WATER STATUS UPDATE:**

Mayor Kelley placed this item on the agenda to address our community in a way that was meaningful and speak directly to the people that wish to come to the council meeting and talk on behalf of the recent water quality that we’ve seen this spring. We need to talk about what causes this, what we do about it, how our water functions to generate water to your homes. Our area consists of high iron and manganese coming out of the ground water. We are required by the state for corrosion control to put an additive, a phosphate, into our water that protects not only our water lines, but your water lines running into your homes. The sediments created by this process falls to the bottom of the water lines and over a long winter that provides build up. When an increased amount of water pushes through the lines it stirs up the settled sediment forcing it through the system. Reasons this happens include water main break, use of outdoor sprinklers, flushing hydrants these are just a few. After a mild winter and warmer temperatures, we experienced earlier sprinkler use. We also experienced climate that ranged from zero degrees to almost 100 degrees in a five-day span, making it hard to schedule hydrant flushing. We have learned some things through this spring, largely because, as the community is aware, we installed over \$6 million worth of new water lines ranging from Elm Street to F Street, from First Street to Fifth Street.

That is only a portion of our community receiving new water lines, but the water main runs throughout the entire town. So other areas are going to experience circulation of the water. I've been in communication with our maintenance department over the last several weeks, I've communicated with the State of Nebraska in terms of educating myself better on some of the technicalities. We have completed the flushing process of the entire community and moving forward we will be doing some different types of flushing. Typically, we've done two flushes a year, in the fall and, in the spring. We're going to be doing some different flushing, like spot flushing in certain areas that we've learned are maybe a little bit heavier in potential build up. As well as installing, which we actually did last year, some automatic flushers in certain areas, but we can't do that in the wintertime. As we come out of winter, we will be spot checking earlier in the year, before April 1, weather permitting, so that we're not caught off guard by any weather patterns or sprinkler utilization stirring up our water main system. It is important that we have quality water in our community that meets state standards, and I wanted to reassure the public and address that with the community. I also wanted to allow for any questions comments from the public. If you have something you'd like to address with myself, with the maintenance department, the council, we would give you two to three minutes to share or ask any questions. We also have the state of Nebraska here with us this evening. We just received our most recent quality tests, and I want to reassure the public that our water is safe.

My name is Katie Sparks, and I live in the new development down by the golf course. I just have one question, maybe, do you actually drink the water?

Mayor Kelley, So I think that's a loaded question that I need a little bit of clarification.

Katie, when it comes out of the faucet brown and it looks like you have brewed tea. I live in a brand-new house. My house is three years old. It's damaged my water heater, it's damaged my clothing. We go through filters more frequently than you should. Your fridge filter should last six months, ours is no more than one to two months. Moving into a brand new house, I would not expect that. And yeah, if I gave you a glass of water that came out when you're flushing the stuff and it is brown and disgusting, the most likely routine you're telling me it's safe to drink, would you drink it?

Mayor Kelley, Are you ready for my answer? Katie, yes. Mayor Kelley, when we share with the public that we're flushing hydrants, that means that there's a temporary pause on what the level of quality is that we're delivering to your home. No one is going to say that they would drink water during that time frame because we're flushing hydrants.

Katie, Okay, okay. Can I say something else? Mayor Kelley, Sure.

Katie, It's not always when you guys are flushing.

Mayor Kelley, What I would say is every home in this town experiences something slightly different. We've seen online, we talked with residents, that one house may be receiving something entirely different in a level of quality of water than the house right next to them. Yours, as you've indicated multiple times, is a brand-new home. Is your neighborhood receiving the same quality of water? I don't know. They're not all here, but I don't know the situation of your home. I'm saying when we flush hydrants, we're advising the community not to use the water during that time.

Katie, Okay, our water also has doubled. And then there was another thing came out that said, when we're flushing hydrants, to then run your water for 10 minutes, but don't waste water like that's a contradiction. So, I'm paying more for water, but now I have to flush through my system to be able to use it appropriately.

Mayor Kelley did not respond. Katie stated, "My thoughts Exactly".

With no further comments Mayor Kelley noted we're going to go ahead and move on to the next agenda item.

**CURRENT BUSINESS:**

**Consider Proclamation for Southeast Community College National Apprenticeship Week 2026, April 26, 2026 – May 2, 2026.**

Jon Kisby with Southeast Community College. This is a request I have for you to consider the possibility of declaring the week Patrick just stated as a National Apprenticeship Week here in Milford Nebraska. It is a nationwide celebration of the apprenticeship model of learning. Southeast Community College has recently, over the last two or three years, become very intentional in offering this as a non-traditional means, in addition to the traditional daytime classroom and lab setting that we offer on campus, but a way to learn by training in a job position you already hold or find through the apprenticeship method, with theory classes and some other things delivered either on campus or remotely. It's just really an opportunity for folks who may find themselves in a time of life where they know they need to train and up skill, but don't have the opportunity to take eight hours a day, weeks or months to come and do classes in the traditional manner. This happens to fall during the week during which we will be celebrating our anniversary and open house. And so if you choose to honor us with passing this proclamation, I would ask a representative from this board to come that day and sign the form there on campus. The time set for this is one o'clock on Friday, May 1<sup>st</sup> to be able to read the proclaim. Nebraska Department of Labor is behind this and is interested in local governments making such proclamation.

DeLong - I do have a comment. I think this is a nice idea. SEC Milford campus is a huge part of our community. I appreciate your growth and things like that. I think supporting is equally important. Yesterday, I was traveling home, and just to show how big the Milford campus is, I was on a shuttle talking to a very sweet couple, and they asked if we lived in Omaha area. I said, No, I live outside of Lincoln. They asked if I live south of Lincoln. I said, No, just a small-town west, Milford. And they both chuckled and said, If you don't know Milford Nebraska, you're not from Nebraska. And they went on about the tech school. So having a good relationship, connection, supporting etc, I think, is super important.

Mayor Kelley, yes, I totally agree. As the community may not be aware, soon, we'll be seeing, Jon and I have been working together to create banners that will be placed on the utility poles along the Highway, showing our appreciation for Southeast Community College. Jon Kisby, We're, excited to get those up.

A motion was made DeLong and seconded by Freeman to move forward with the proclamation for Southeast Community College National Apprenticeship Week of 2026, which is actually April 26, 2026 through May 2, 2026. Roll call vote: DeLong yes, Freeman yes, Bauer yes, Parks yes. Motion carried.

**Consider approval of the ALLO Non-Exclusive Public ROW License Agreement and authorize Mayor to sign the same.**

My name is Al Schroeder. I'm Vice President of OSP Engineering for ALLO. First, Thank you all. It's been three years of great partnership within a great community for ALLO. We're just thankful for being able to bring our services to the residents and businesses. Second point is to consider approving the agreement. It's kind of the background on this as the traditional, more cable TV types of offering that we offer today, is coming to an end. Basically, we're eliminating that product here later in the year. We're replacing it with a partnership with DIRECTV. It's basically a streaming offer that has some special pricing. Basically more channels, better quality, lots more recording capabilities. I think probably those of you are right here, like me and paid cable bills for a long time, content costs just keep going up over and over again. So this is forcing us out of the market, and because of that, we're changing all our cable franchise agreements over to this broadband agreement. I'm here tonight to drop off some literature on this. If you're interested. It's got QR code on there, so if anybody wants to go out and sign up, very easy to do, and hopefully to help

eliminate maybe some of the questions involved with this, we'll have kind of a media blitz with this as well to help all the residents who have our services today. So with that I'll answer any questions. you might have through the legalities of the contract with general counsel. Attorney Aerts, I think he said that you guys were asking us to consider approval tonight, but then actually not sign the agreement until a little bit later in the summer, maybe, or something like that. We will follow up with date for signature.

A motion was made by Bauer and seconded by DeLong to approve the ALLO non-exclusive public right of way license agreement and authorize the mayor to sign the same. Roll call vote: Bauer yes, DeLong yes, Freeman yes, Parks yes. Motion carried.

**Discuss/consider maintenance plan full-service agreement with McGuire on the 300,000 gallon water tower.**

My name is Jake Duggar with McGuire. I live in Omaha, covering all of Nebraska talking to towns about their water tower maintenance cleaning, painting and everything that goes along with it for about 15 years now. We actually built and constructed your water tower back in 2003 and we've been doing maintenance on it ever since. So you know, a water tower can last forever. There are no moving parts, it's just steel. You just have to protect that steel and take care of it. What doesn't last forever is the coatings and the cleanliness of the tower. Those are things that have to be done on a routine basis for maintenance purposes. A tower is an expensive asset, 300,000 gallons, probably a 1.5 to \$2 million water tower to replace it today. What we try to do with these agreements is make it easier as an annual budget item, a lower, manageable amount so you're able to take care of the tower. Inflation is factored into the agreement and that's the beauty of it, no matter who is sitting in the council seats the money has been allocated for the care of the tower. Photos of the tower were provided. There are a few photos of the interior and the exterior of the tower, so that you can see the condition of it. We did an inspection of the tower last year. The State requires inspections not to exceed five years. This agreement will provide annual inspections because now we are responsible for the maintenance of the tower. You have an interior dry area, which is where you actually climb up into the tower, and then the interior wet area, where it holds the drinking water, so you see some of the conditions there. It's due. It's original to the tank. It's lasted well into its life. We have on the following page, the recommendations of the interior, we do for blasting and relining it. One of the nice things is that we handle all the permitting process, everything with the state. The exterior is not due to be repainted right now. It's still holding up all right, but it is eight years old, so in the next probably three, four years, you're going to have a point where we're going to be pressure washing, and then we'll put a new finish coat over the exterior of the tower as well. Typically, those are going to go on about a 10-to-15-year cycle. I will say more and more customers are moving to this type of service agreement. I personally think they make a lot of sense. The biggest benefit to the city is that you get an ongoing warranty, so you guarantee you're going to get what you pay for. It becomes a much easier process to budget and take care of. And then you have a responsible partner, and it's the manufacturer of your tank. The payment schedule is spread out over that 5-year time frame, and then you'll see in year six, it drops down to just that annual portion. That's actually the maintenance program portion that you'll see. So that annual amount in year 2031, the following year, we'd send you a budget letter, typically in November or December, and it will say, Here's your new reflected cost of service. But there's a cap line. It can go up or down more than 5%. If you're not happy with us, or for whatever reason you decide you want to cancel, you just have to send us a cancellation letter signed by three voting officials, or you make your annual payment, and we're responsible to continue on. This program would start as soon as the agreement is signed.

A motion was made by Bauer and seconded by Freeman to approve the maintenance plan full-service agreement with Maguire on the 300,000 gallon water tower pending legal review. Roll call vote: Bauer yes, Freeman yes, DeLong yes, Parks yes. Motion carried.

**Webermeier Scholarships – Minutes Attached**

- i. Review of Foundation Terms**
- ii. Conflict of Interest Policy**
- iii. Review and approval of Scholarship Selection**

Council member Freeman stated all the students that interviewed were fantastic and all were deserving. May 4, 2026 is Honor's Night.

**Consider hiring part-time summer maintenance employee and set wage**

A motion was made by Parks and seconded by DeLong to hire Floyd Nitzsche as part-time summer maintenance employee at \$15.00 per hour for mowing. Roll call vote: Parks yes, DeLong yes, Bauer yes, Freeman yes. Motion carried.

**Consider hiring pool employees and set wages for the 2026 season.**

Council member Freeman shared that interviews were conducted and there are 3 new lifeguards and 10 returning. 4 staff members will obtain their Pool Operators Certificate.

A motion was made by Freeman and seconded by Parks to approve hiring the pool employees and establish wages as provided on the spreadsheet. Roll call vote: Freeman yes, Parks yes, Bauer yes, DeLong yes. Motion carried.

**Update on Zuercher/Central Square Interlocal Agreement**

Chief Kremer noted they are considering extending the extension and may have a remedy to speed up the process. Possibly have all ends tied up by end of year. Chief will keep us updated.

**RESOLUTIONS AND ORDINANCES:**

**ORDINANCE NO. 994 – AN ORDINANCE OF THE CITY OF MILFORD, NEBRASKA APPROVING THE VACATION OF THE “HEYEN 1ST ADDITION” PLAT, WHICH SUBDIVISION IS LOCATED IN A PORTION OF THE SOUTHWEST QUARTER 1/4 OF SECTION 7, TOWNSHIP 9 NORTH, RANGE 4 EAST OF THE 6TH P.M., OF THE CITY OF MILFORD, SEWARD COUNTY, NEBRASKA. (See attached)**

A motion was made by DeLong and seconded by Bauer to approve Ordinance No. 994.

A motion was made by DeLong and seconded by Bauer to suspend the rules to waive the three readings. Roll call vote: DeLong yes, Bauer yes, Freeman yes, Parks yes. Motion carried.

Roll call vote on the original motion: DeLong yes, Bauer yes, Freeman yes, Parks yes. Motion carried.

**ORDINANCE NO. 995 - AN ORDINANCE OF THE CITY OF MILFORD, NEBRASKA APPROVING THE VACATION OF THE ORIGINAL “HEYEN ADDITION” PLAT, WHICH SUBDIVISION IS LOCATED IN A PORTION OF THE SOUTHWEST QUARTER 1/4 OF SECTION 7, TOWNSHIP 9 NORTH, RANGE 4 EAST OF THE 6TH P.M., OF THE CITY OF MILFORD, SEWARD COUNTY, NEBRASKA. (See attached)**

A motion was made by Freeman and seconded by Bauer to approve Ordinance No. 995.

A motion was made by Freeman and seconded by Parks to suspend the rules to waive the three readings. Roll call vote: Freeman yes, Parks yes, Bauer yes, DeLong yes. Motion carried.

Roll call vote on the original motion: Freeman yes, Bauer yes, DeLong yes, Parks yes. Motion carried.

**RESOLUTION NO. 685 - A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MILFORD, NEBRASKA, APPROVING THE CORRECTIVE FINAL PLAT FOR THE “HEYEN 1ST ADDITION,” WHICH SUBDIVISION IS LOCATED IN A PORTION OF THE SOUTHWEST QUARTER 1/4 OF**

**SECTION 7, TOWNSHIP 9 NORTH, RANGE 4 EAST OF THE 6TH P.M., OF THE CITY OF MILFORD, SEWARD COUNTY, NEBRASKA.** (Resolution attached to these minutes)

A motion was made by DeLong and seconded by Bauer to approve Resolution No. 685 as presented. Roll call vote: DeLong yes, Bauer yes, Freeman yes, Parks yes. Motion carried.

**ADJOURNMENT:** A motion was made by Parks and seconded by Freeman to adjourn the meeting. Roll call vote: Parks yes, Freeman yes, Bauer yes, DeLong yes. Motion carried and meeting adjourned at 8:03 pm.

  
Jeanne Hoggins, City Clerk

  
Patrick L. Kelley, 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 April 7, 2026 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.

  
Jeanne Hoggins, City Clerk



## MONTHLY REPORTS FOR APRIL 7, 2026, MEETING

### **BAUER**

#### **March:**

**EMS:** 9 total calls: 1 Accident, 1 Refusal, 7 Medical

**Fire:** 6 total calls: 2 grass fires (1 ours, 1 mutual aid w/ PDale), 1 vehicle fire, 1 carbon monoxide alarm, 1 open burn without permit, 1 cancel prior to arrival (mutual aid w/ PDale)

### **FREEMAN**

\* Webermeier Scholarship Committee meets on 4/6/2026 to interview candidates. More information will be provided at the meeting.

\* Interviews were conducted for lifeguards during the 2026 season. Pool tentatively plans to open on May 24th. More information will be provided during the meeting as we discuss hires, wages, etc.

\* Gary attended the last pool board meeting. He will make sure everything is painted and ready for the season.

### **PARKS**

#### **TESELLE:**

##### **Water:**

Water testing.

Working with JEO water main replacement.

Water main flushing done.

Been working on water meter replacement and repairs. List had gotten away from us.

Water meter repair replacement.

##### **Sewer:**

Regular rounds and maintenance.

##### **Parks:**

Limb, trash picks and raking done multiple times.

Swing and equipment repairs done as needed.

South Park started on limbs. Work on finishing when it dries.

Mower service.

Field Maintenance started.

Bathroom and tarps opened.

Sunken sidewalk repair.

Horseshoe pit concrete removed and reseeded.

Sprinklers started for grass.

Bathrooms opened.

##### **Streets:**

Tree limb pic ups done.

Highway signage application was turned in redesign has been turned in. Still waiting.

Street pothole work.

The parking lot is scheduled to be done at the golf Course/pool Wednesday the

Street sweeping will be done this month.

C and 4<sup>th</sup> street repair finished.

##### **Pool:**

Main pool motor and pump rebuild approved.  
Leaves cleaned out of pool.  
Bathrooms and sprinklers ready for water.

Cemetery:

Tree limbs picked up.

We take the recycling trailer in twice a week. If not, people stack items on the ground. The trailer will need new axials. One has broken and had to be welded for now. Have discussed with Dainton about possible replacement.

**HOGGINS:** \*Sales tax received for the month of January 2026 in the amount of \$25,058.81. \*NPPD lease payment for February 2026 received in the amount of \$18,370.97. \*Zito Media annual franchise fee received in the amount of \$96.94. \*JEO Project Status Report through 3/27/26. \*Gaming Account balance as of 4/3/26, \$36,133.18. \*Utilizing Edmunds GovTech for Finance, Payroll, Accounts Payables and completed our first U.B. cycle. Continue to have Touch Point meetings with Edmunds to address any concerns. \*Attended Webermeier Scholarship meeting. \*Met new NPPD representative Dan Gregory and Craig Vincent will be retiring. \*Attended a meeting with Building Inspector Tim Dworak, Mayor Kelley, Chief of Police Darrin Kremer, County Commissioner Misty Ahmic and a County Representative regarding the steps to address the property north of the bridge on the east side of Hwy 6.

\*Whitney attended several Pool Board meetings and was involved with conducting interviews for pool staff.

Lifeguard Wages

Position	Name	2025 Season	Pool Board recomm for 2026		
<b>Returning Guards</b>					
Manager	Addison Sample	\$15.00	17.50	Asst Manager in 2025, 5th Year	Previous manager in 2025 made \$16.00
* Asst. Manager	Elsa Schweitzer	\$13.50	16.50		Previous Asst. Manager in 2025 made \$15.00
* Lifeguard	Sarah Reynolds	\$14.00	16.00		
* Lifeguard	Kyla Troyer	\$13.50	15.25		
Lifeguard	Addisen Delong	\$13.50	15.25		
Lifeguard	Easton Sample	\$13.50	15.25		
Lifeguard	Jax Hansen	\$13.50	15.25		
Lifeguard	Kenzie Jakub	\$13.50	15.50		
Lifeguard	Cole Brown	\$13.50	15.25		
Lifeguard	Kenzey Jones	\$13.50	15.25		
<b>New Guards</b>					
				Minimum Wage 2026 is \$15.00	
Lifeguard	Tyshea Swartzentruber		15.00		
Lifeguard	Chase Nicklas		15.00		
Lifeguard	Grant McDonald		15.00		

\* = Pool Operator

< 13 total >

✓



ORDINANCE NO. 994

AN ORDINANCE OF THE CITY OF MILFORD, NEBRASKA APPROVING THE VACATION OF THE "HEYEN 1ST ADDITION" PLAT, WHICH SUBDIVISION IS LOCATED IN A PORTION OF THE SOUTHWEST QUARTER 1/4 OF SECTION 7, TOWNSHIP 9 NORTH, RANGE 4 EAST OF THE 6<sup>TH</sup> P.M., OF THE CITY OF MILFORD, SEWARD COUNTY, NEBRASKA.

NOW THEREFORE, BE IT ORDAINED BY THE MAYOR AND COUNCIL OF THE CITY OF MILFORD, SEWARD COUNTY, NEBRASKA:

Section 1. That all of the "Heyen 1<sup>st</sup> Addition" Plat situated in the City of Milford, Seward County, Nebraska, originally dated May 5, 2025, and filed of record with the Register of Deeds of Seward County, Nebraska, on June 12, 2025, as Inst. No. 2025-01123, as further shown on the attached **Exhibit A**, shall be and hereby is vacated by the City Council of the City of Milford, Nebraska (the "City"), in accordance with Neb. Rev. Stat. § 19-917, as amended.

Section 2. That the City Council hereby finds that the plat vacation actions taken pursuant to this ordinance to be expedient for the public good and in the best interests of the City.

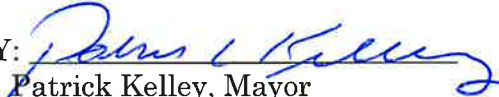
Section 3. That the cost of the vacation approved by this ordinance, including any associated recording and publication costs, shall be borne by the applicant for said vacation.

Section 4. That all ordinances, resolutions, and City Code sections or portions thereof in conflict herewith are hereby deemed repealed.

Section 5. That this ordinance shall be in full force and take effect from and after its passage, approval, and publication in accordance with applicable law.

PASSED AND APPROVED THIS 7th DAY OF APRIL, 2026.

CITY OF MILFORD,  
SEWARD COUNTY, NEBRASKA

BY:   
Patrick Kelley, Mayor

ATTEST:

  
\_\_\_\_\_  
Jeanne Hoggins, City Clerk

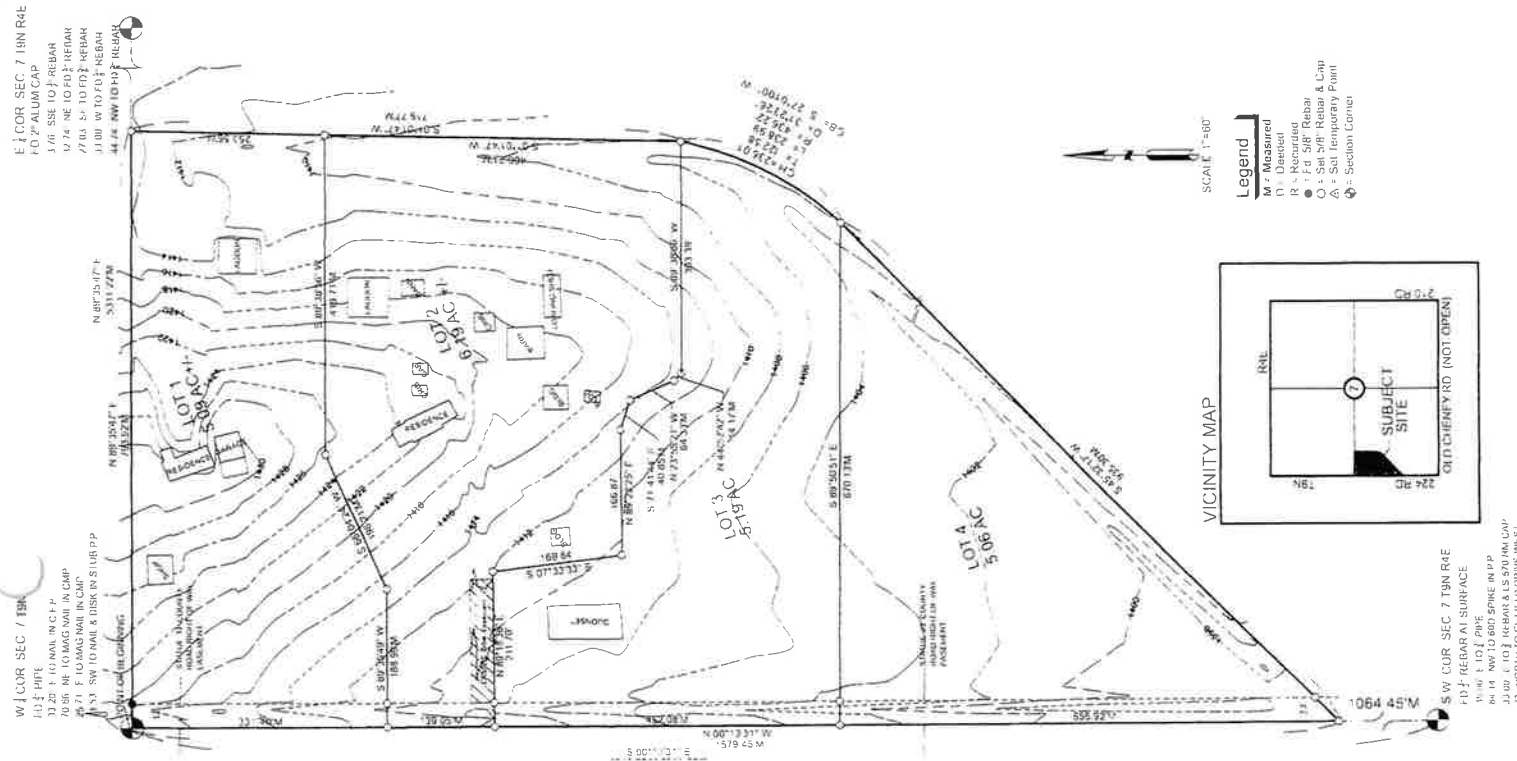


**EXHIBIT A**

**Copy of Heyen 1<sup>st</sup> Addition Plat to Be Vacated**

[SEE ATTACHED COPY OF HEYEN 1<sup>ST</sup> ADDITION PLAT]

**"YEN 1ST ADDITION"  
BEING A PORTION OF HEYEN ADDITION, AND A PORTION OF THE SOUTHWEST  
¼ OF SECTION 7 TOWNSHIP 9 NORTH RANGE 4 EAST OF THE 6TH P.M.,  
SEWARD COUNTY, NEBRASKA.**



**SURVEYOR'S CERTIFICATE**

A SUBDIVISION OF PART OF HEYEN ADDITION, AND A PORTION OF THE SOUTHWEST ¼ OF SECTION 7 TOWNSHIP 9 NORTH RANGE 4 EAST OF THE 6TH P.M. SEWARD COUNTY NEBRASKA SAID PARCEL SHALL BE DESCRIBED BY MEASUREMENTS AND BOUNDS AS FOLLOWS

COMMENCING AT THE WEST CORNER OF SECTION 7 TOWNSHIP 9 NORTH RANGE 4 EAST OF THE 6TH P.M. EAST (UNASSUMED BEARING AND BASIS FOR BEARING) OF THIS SUBDIVISION ON THE NORTHEAST CORNER OF THE SOUTHWEST ¼ A DISTANCE OF 794.92 FEET THENCE SOUTH 0°00'00" WEST A DISTANCE OF 719.77 FEET TO A POINT OF CURVATURE, THENCE ON AN ARC TANGENT CURVE TO THE RIGHT HAVING A RADIUS OF 436.7 FEET A CENTRAL ANGLE OF 172°26' A CHORD BEARING OF SOUTH 52°00'00" WEST A DISTANCE OF 350.0 FEET THENCE SOUTH 45°32'17" WEST A DISTANCE OF 945.0 FEET TO A POINT ON THE WEST LINE OF THE SOUTHWEST ¼ THENCE NORTH 0°00'00" WEST ON THE WEST LINE OF THE SOUTHWEST ¼ A DISTANCE OF 10,945 FEET TO THE POINT OF BEGINNING AND CONTAINING A CALCULATED AREA OF 31,779.94 SQUARE FEET OR 7.31 ACRES

I, THE UNDERSIGNED A DULY LICENSED AND SWORN TO UNDER THE LAWS OF THE STATE OF NEBRASKA AM AND FOR THE STATE OF NEBRASKA, DO HEREBY CERTIFY THAT THE SAID SURVEY TO BE MADE ON THE FOREGOING DESCRIBED PROPERTY AND THAT THE RESULTS OF SAID SURVEY ARE ACCURATE TO THE BEST OF MY KNOWLEDGE AND BELIEF.

SIGNED THIS 5TH DAY OF MAY 2015

*Dick A. Beckler*  
DICK A. BECKLER, REGISTERED SURVEYOR, RLS 570

**ALLEN SURVEYING SERVICES LLC**  
2400 W. MARKET RD. LINCOLN, NE  
MARKET NE BRANCH CRT. 11, NE 68114  
402-466-4366 402-826-4620

**ACKNOWLEDGEMENT OF NOTARY**

STATE OF NEBRASKA )  
COUNTY OF SEWARD )  
I, )  
BY ROBIN A HEYEN, TRUSTEE OF THE ROBIN A HEYEN REVOCABLE TRUST )

THE FOREGOING INSTRUMENT WAS ACKNOWLEDGED BEFORE ME THIS \_\_\_\_\_ DAY OF \_\_\_\_\_, 20\_\_\_\_, BY ROBIN A HEYEN, TRUSTEE OF THE ROBIN A HEYEN REVOCABLE TRUST

NOTARY PUBLIC )  
MY COMMISSION EXPIRES THE \_\_\_\_\_ DAY OF \_\_\_\_\_, 20\_\_\_\_

**ACKNOWLEDGEMENT OF NOTARY**

STATE OF NEBRASKA )  
COUNTY OF SEWARD )  
I, )  
BY TODD HEYEN )

THE FOREGOING INSTRUMENT WAS ACKNOWLEDGED BEFORE ME THIS \_\_\_\_\_ DAY OF \_\_\_\_\_, 20\_\_\_\_, BY ROBIN HEYEN

NOTARY PUBLIC )  
MY COMMISSION EXPIRES THE \_\_\_\_\_ DAY OF \_\_\_\_\_, 20\_\_\_\_

**ACKNOWLEDGEMENT OF NOTARY**

STATE OF NEBRASKA )  
COUNTY OF SEWARD )  
I, )  
BY TODD HEYEN )

THE FOREGOING INSTRUMENT WAS ACKNOWLEDGED BEFORE ME THIS \_\_\_\_\_ DAY OF \_\_\_\_\_, 20\_\_\_\_, BY TODD HEYEN

NOTARY PUBLIC )  
MY COMMISSION EXPIRES THE \_\_\_\_\_ DAY OF \_\_\_\_\_, 20\_\_\_\_

**COUNTY TREASURER CERTIFICATION**

THIS IS TO CERTIFY THAT I FOUND NO REGULAR OR SPECIAL TAXES DUE OR DELINQUENT AGAINST THE PROPERTY DESCRIBED IN THE SURVEYOR'S CERTIFICATE.

DATED THIS \_\_\_\_\_ DAY OF \_\_\_\_\_, 20\_\_\_\_

SEWARD COUNTY TREASURER \_\_\_\_\_

**REGISTER OF DEEDS CERTIFICATION**

STATE OF NEBRASKA )  
COUNTY OF SEWARD )  
THIS IS TO CERTIFY THAT THIS INSTRUMENT WAS FILED FOR RECORD IN THE SEWARD COUNTY REGISTER OF DEEDS OFFICE

DATE \_\_\_\_\_ TIME \_\_\_\_\_ INST NO \_\_\_\_\_ DRAWER \_\_\_\_\_  
SEWARD COUNTY REGISTER OF DEEDS \_\_\_\_\_ FEE \_\_\_\_\_

**DEDICATION**

KNOW ALL MEN BY THESE PRESENTS, THAT ROBIN A HEYEN, TRUSTEE OF THE ROBIN A HEYEN REVOCABLE TRUST AND ROBIN HEYEN AND TODD HEYEN TENANTS IN COMMON, AND PHOENIX LIONS OF THE REAL ESTATE DESCRIBED IN THE SURVEYOR'S CERTIFICATE HERINAFTER SET FORTH AND ATTACHED TO THIS PLAT DO HEREBY DEDICATE SAID REAL ESTATE, TO BE PLATED AS SHOWN ON THIS PLAT TO BE HERINAFTER KNOWN AS "HEYEN 1ST ADDITION" LOCATED IN THE SW ¼ SECTION 7 TOWNSHIP 9 NORTH RANGE 4 EAST OF THE 6TH P.M., SEWARD COUNTY, NEBRASKA

ROBIN A HEYEN ) TRUSTEE  
ROBIN A HEYEN REVOCABLE TRUST )

ROBIN HEYEN ) TENANT IN COMMON  
TODD HEYEN ) TENANT IN COMMON

**APPROVAL OF CITY OF MILFORD PLANNING COMMISSION**

THIS MINOR SUBDIVISION AS DESCRIBED IN THE SURVEYOR'S CERTIFICATE HAS BEEN SUBMITTED AND APPROVED BY THE MILFORD CITY PLANNING COMMISSION

DATED THIS \_\_\_\_\_ DAY OF \_\_\_\_\_, 20\_\_\_\_

PLANNING AND ZONING CHAIRPERSON \_\_\_\_\_ SECRETARY \_\_\_\_\_

**APPROVAL OF MILFORD CITY COUNCIL**

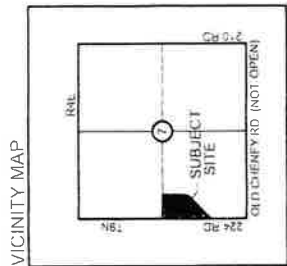
THIS MINOR SUBDIVISION AS DESCRIBED IN THE SURVEYOR'S CERTIFICATE HAS BEEN SUBMITTED AND APPROVED BY THE MILFORD CITY COUNCIL

DATED THIS \_\_\_\_\_ DAY OF \_\_\_\_\_, 20\_\_\_\_

MAYOR \_\_\_\_\_ CITY CLERK \_\_\_\_\_

SCALE: 1"=80'

- Legend**
- M = Measured
  - D = Dashed
  - = 5/8" Rebar
  - = 3/8" Rebar
  - = 5/8" Rebar & Cap
  - △ = Soil Temporary Point
  - ◊ = Section Corner



SW COR SEC 7 T9N R4E  
FDZ-REBAR AT SURFACE  
15-06 E 10' PINE  
RM 14 NW TO 800 SPINE IN PPP  
JUN 10 10:3 REBAR & LS 20' RM CMP  
15-06 E 10' WEST  
4.0 NORTH 10' FENCE WEST



ORDINANCE NO. 995

AN ORDINANCE OF THE CITY OF MILFORD, NEBRASKA APPROVING THE VACATION OF THE ORIGINAL "HEYEN ADDITION" PLAT, WHICH SUBDIVISION IS LOCATED IN A PORTION OF THE SOUTHWEST QUARTER 1/4 OF SECTION 7, TOWNSHIP 9 NORTH, RANGE 4 EAST OF THE 6<sup>TH</sup> P.M., OF THE CITY OF MILFORD, SEWARD COUNTY, NEBRASKA.

NOW THEREFORE, BE IT ORDAINED BY THE MAYOR AND COUNCIL OF THE CITY OF MILFORD, SEWARD COUNTY, NEBRASKA:

Section 1. That all of the original "Heyen Addition" Plat situated in the City of Milford, Seward County, Nebraska, originally dated October 10, 1998, and filed of record with the Register of Deeds of Seward County, Nebraska, on March 11, 1999, as Slide No. 90, as further shown on the attached **Exhibit A**, shall be and hereby is vacated by the City Council of the City of Milford, Nebraska (the "City"), in accordance with Neb. Rev. Stat. § 19-917, as amended.

Section 2. That the City Council hereby finds that the plat vacation actions taken pursuant to this ordinance to be expedient for the public good and in the best interests of the City.

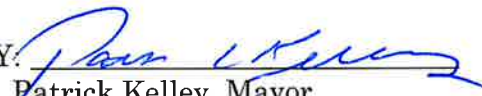
Section 3. That the cost of the vacation approved by this ordinance, including any associated recording and publication costs, shall be borne by the applicant for said vacation.

Section 4. That all ordinances, resolutions, and City Code sections or portions thereof in conflict herewith are hereby deemed repealed.

Section 5. That this ordinance shall be in full force and take effect from and after its passage, approval, and publication in accordance with applicable law.

PASSED AND APPROVED THIS 7th DAY OF APRIL, 2026.

CITY OF MILFORD,  
SEWARD COUNTY, NEBRASKA

BY:   
Patrick Kelley, Mayor

ATTEST:

  
Jeanne Hoggins, City Clerk



**EXHIBIT A**

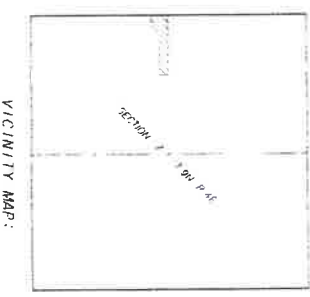
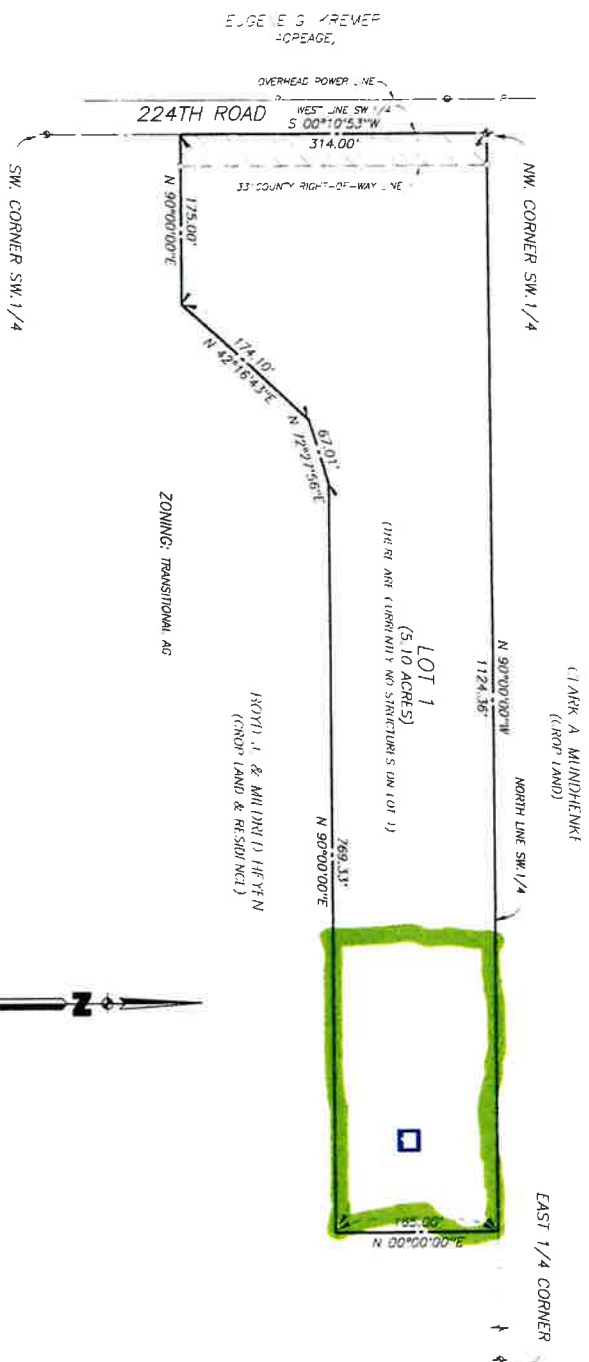
**Copy of "Heyen Addition" Plat to Be Vacated**

[SEE ATTACHED COPY OF HEYEN 1<sup>ST</sup> ADDITION PLAT]

# "HEYEN ADDITION"

## A SUBDIVISION OF A PART OF THE SOUTHWEST QUARTER OF SECTION 7, T.9N. R.4E.

### SHORT FORM



#### SURVEYOR'S CERTIFICATE:

I hereby certify that I have accurately surveyed and staked the foregoing plat of "HEYEN ADDITION", a subdivision of a part of the Southwest Quarter of Section 7, Township 9 North, Range 4 East of the 6th P.M., Seward County, Nebraska and more particularly described as follows:

Beginning at the Northwest corner of the Southwest Quarter of said Section 7; THENCE in a Southwesterly direction, along the West line of the Southwest Quarter of said Section 7, on an assumed bearing of South 00 degrees 10 minutes 53 seconds West for a distance of 314.00 feet; THENCE North 90 degrees 00 minutes 00 seconds East for a distance of 175.00 feet; THENCE North 42 degrees 16 minutes 43 seconds East for a distance of 174.10 feet; THENCE North 72 degrees 27 minutes 56 seconds East for a distance of 67.01 feet; THENCE North 90 degrees 00 minutes 00 seconds East for a distance of 769.33 feet; THENCE North 00 degrees 00 minutes 00 seconds East for a distance of 165.00 feet to a point on the North line of the Southwest Quarter of said Section 7; THENCE North 90 degrees 00 minutes 00 seconds West, along the North line of the Southwest Quarter of said Section 7, for a distance of 174.36 feet to the Point of Beginning.

Together with and subject to covenants, easements, and restrictions of record.

Said property contains 5.10 acres more or less.

Permanent monuments (1" x 24" Iron Pipe) have been placed at all lot corners. All dimensions are in feet and decimals of a foot.

Signed this 10<sup>th</sup> day of October, 1998.

*Boyd W. Heyen*  
Boyd W. Heyen, Surveyor

#### OWNERSHIP CERTIFICATE

Boyd W. Heyen and Mildred Heyen hereby certify that they are the sole owner of record as recorded in the Seward County Register of Deeds Office in Warranty Deed Book 121 page 666.

*Boyd W. Heyen*  
Boyd W. Heyen

*Mildred Heyen*  
Mildred Heyen

#### ACKNOWLEDGEMENT OF NOTARY

State of Nebraska }  
County of Seward } SS

The foregoing instrument was acknowledged before me this 10<sup>th</sup> day of October, 1998.

*William R. Keegan*  
William R. Keegan, Notary Public



#### REGISTER OF DEEDS CERTIFICATE

State of Nebraska }  
County of Seward } SS

This is to certify that this instrument was filed for record in the Register of Deeds Office.

Register of Deeds

COUNTY CLERK TRANSFER

Entered on transfer record this 11<sup>th</sup> day of March, 1998 at 10:33 am.

*Sherrill S. Gaults*  
Sherrill S. Gaults, County Clerk

#### APPROVAL

This plat of "HEYEN ADDITION" has been submitted to and approved by the Seward County Planning Commission.

Dated this 10<sup>th</sup> day of March, 1998.

*William R. Keegan*  
William R. Keegan, Planning Commission Chairman

This plat of "HEYEN ADDITION" has been submitted to and approved by the Seward County Board of Commissioners.

Dated this 9<sup>th</sup> day of March, 1998.

*William R. Keegan*  
William R. Keegan, Seward County Board of Commissioners.



**RESOLUTION NO. 685**

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MILFORD, NEBRASKA, APPROVING THE CORRECTIVE FINAL PLAT FOR THE “HEYEN 1<sup>ST</sup> ADDITION,” WHICH SUBDIVISION IS LOCATED IN A PORTION OF THE SOUTHWEST QUARTER 1/4 OF SECTION 7, TOWNSHIP 9 NORTH, RANGE 4 EAST OF THE 6<sup>TH</sup> P.M., OF THE CITY OF MILFORD, SEWARD COUNTY, NEBRASKA.**

**WHEREAS**, the original “Heyen Addition” Plat was approved and filed of record with the Register of Deeds of Seward County, Nebraska, on March 11, 1999, as Slide No. 90; and

**WHEREAS**, the “Heyen 1<sup>st</sup> Addition” Plat was approved and filed of record with the Register of Deeds of Seward County, Nebraska, on June 12, 2025, as **Inst. No. 2025-01123**; and

**WHEREAS**, subsequent to said plat approvals and filings, it was discovered by the County of Seward, Nebraska, that said originally filed plats contained certain errors and inconsistencies, which necessitated certain corrective actions to be taken; and

**WHEREAS**, as a result of said errors and inconsistencies, the original plat applicants, Robin A. Heyen, an individual, Robin A. Heyen, as Trustee of the Robin A. Heyen Revocable Trust, and Robin Heyen and Todd Heyen, as tenants in common (collectively, the “Applicant”), requested and applied to the Planning Commission of the City to vacate said original “Heyen Addition” Plat and said original “Heyen 1<sup>st</sup> Addition” Plat; and

**WHEREAS**, the Planning Commission, after having held a duly-noticed public hearing on January 19, 2026, voted to recommend to the City Council approval of the vacation of the original “Heyen Addition” Plat (as described above); and

**WHEREAS**, the Planning Commission, after having held a duly-noticed public hearing on March 16, 2026, voted to recommend to the City Council approval of the vacation of the original “Heyen 1<sup>st</sup> Addition” Plat (as described above); and

**WHEREAS**, at an open public meeting of the City Council of the City held on April 7, 2026, after having held a duly-noticed public hearing, the City Council of the City, pursuant to Ordinance No. 994 and Ordinance No. 995, voted to approve the vacation of the original “Heyen Addition” Plat and the “Heyen 1<sup>st</sup> Addition” Plat (collectively, the “Original Plats”), respectively; and

**WHEREAS**, in conjunction with the vacation of the Original Plats, Applicants made application to the City for approval of a corrective plat for the “Heyen 1<sup>st</sup> Addition,” which corrective plat for said Heyen 1<sup>st</sup> Addition covers and affects certain real property in or about the City of Milford, Nebraska, legally described as set forth on **Exhibit A** attached hereto and incorporated herein (such real property included within the Corrective Final Plat for the Heyen 1<sup>st</sup> Addition being referred to herein as the “Property”); and

**WHEREAS**, Section 3.02 and 3.04 of the City of Milford Subdivision Regulations (the “Regulations”) provide that application for plat approvals shall first be submitted to the

Planning Commission of the City, which shall hold a public hearing regarding the proposed plat application(s), and thereafter, make a recommendation to the City Council regarding the same; and

**WHEREAS**, the Planning Commission, after having held the above-referenced public hearing on March 16, 2026, voted to recommend to the City Council approval of the Corrective Final Plat for the Heyen 1<sup>st</sup> Addition (as described above); and

**WHEREAS**, Section 3.04 of the Regulations provides that City Council shall consider the recommendation of the Planning Commission and render a final decision regarding the proposed plat application(s) after holding a public hearing regarding the same; and

**WHEREAS**, the City Council, after having held the above-referenced public hearing, hereby makes the following resolutions regarding the Applicant's application for approval and adoption of the Corrective Final Plat for the Heyen 1<sup>st</sup> Addition.

**NOW THEREFORE, BE IT RESOLVED BY THE MAYOR AND CITY COUNCIL OF THE CITY OF MILFORD, NEBRASKA, AS FOLLOWS:**

**Section 1.**

The City Council of the City of Milford, Nebraska, hereby approves the Corrective Final Plat for the Heyen 1<sup>st</sup> Addition to be located on the Property as described on **Exhibit A**, as submitted by the Applicant, and prepared by Derek A. Beenblossom, a duly registered Land Surveyor in the State of Nebraska, which Corrective Final Plat for the Heyen 1<sup>st</sup> Addition entitled "Heyen 1<sup>st</sup> Addition Corrected" dated January 20, 2026, is attached hereto as **Exhibit B** and incorporated herein by this reference.

**Section 2.**

The Mayor and Planning Commission Chair are hereby authorized to execute and endorse their respective certification of approval for the Corrective Final Plat on behalf of the City, with the City Clerk authorized to attest to such signatures and attach the certification of approval to the Corrective Final Plat, as applicable, and upon fully execution of all necessary parties thereto, to cause for the original of the Corrective Final Plat to be filed with the Seward County Register of Deeds, with the reproducible copy of the Corrective Final Plat to be filed with the City Clerk, and two copies of the original to be filed and kept on record with the City, all as required by the Regulations.

**Section 3.**

The Mayor and Chairperson of the Planning Commission are hereby further authorized to take any and all further actions and steps as reasonably necessary in order to carry out and effectuate the spirit and intent of these resolutions.

**Section 4.**

Nothing herein shall be construed so as to preempt or nullify as separate requirements for Applicant to seek and obtain all building and safety and land use permits and approvals prior to commencing any construction of improvements on or about the Property, as required by the Regulations or any other applicable law, regulation, ordinance, or standard of the City or any other applicable governmental authority.

**PASSED AND APPROVED THIS 7<sup>th</sup> DAY OF APRIL, 2026.**

**CITY OF MILFORD, SEWARD  
COUNTY, NEBRASKA**

BY: *Patrick L. Kelley*  
Patrick L. Kelley, Mayor

**ATTEST:**

*Jeanne Hoggins*  
Jeanne Hoggins, City Clerk



## EXHIBIT A

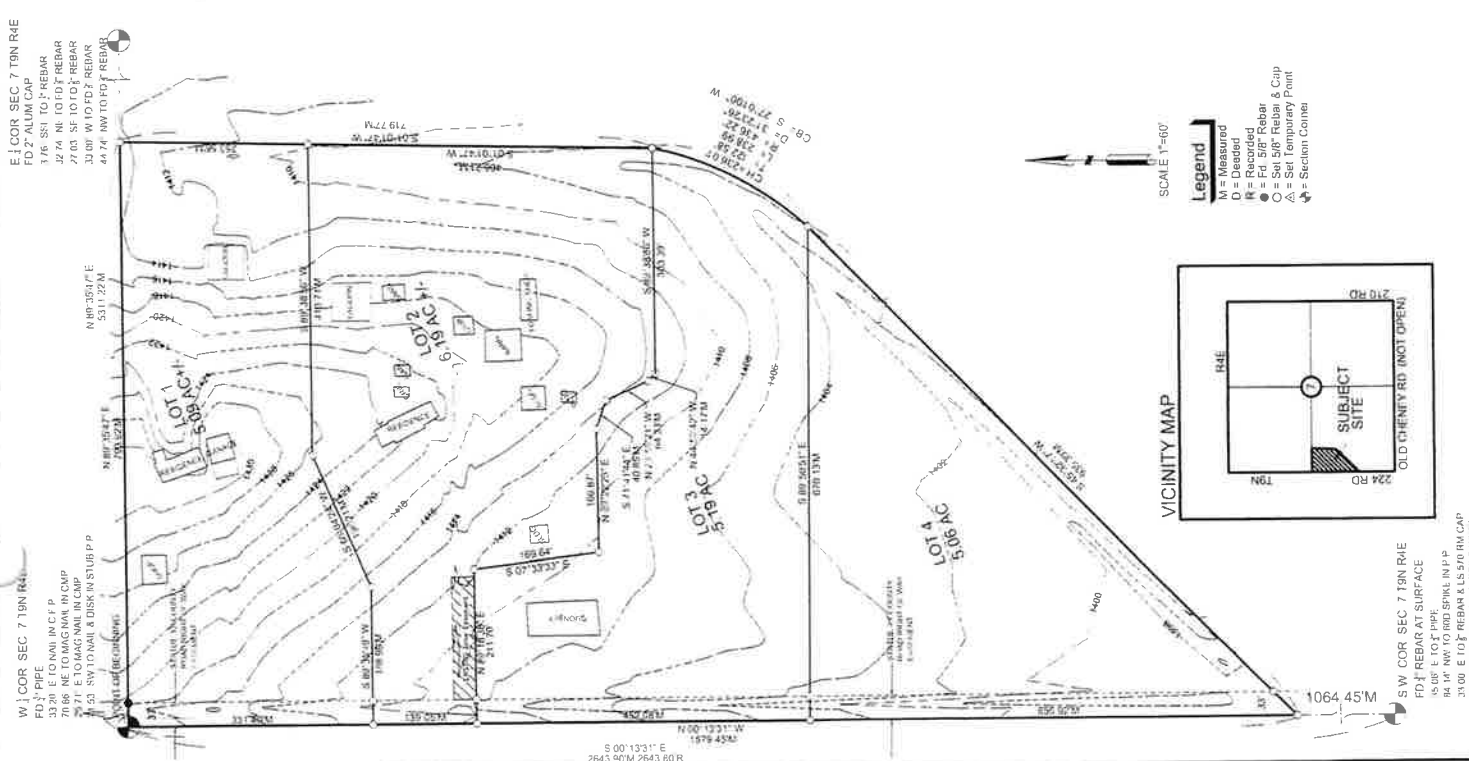
### Legal Description of Property

A SUBDIVISION OF A PORTION OF THE SOUTHWEST 1/4 OF SECTION 7 TOWNSHIP 9 NORTH RANGE 4 EAST OF THE 6TH P.M., SEWARD COUNTY, NEBRASKA. SAID PARCEL SHALL BE DESCRIBED BY METES AND BOUNDS AS FOLLOWS:

COMMENCING AT THE WEST 1/4 CORNER OF SECTION 7 T9N R4E, AND THE POINT OF BEGINNING; THENCE N 89°35'47" EAST, (AN ASSUMED BEARING, AND BASIS FOR BEARING OF THIS SUBDIVISION), ON THE NORTH LINE OF THE SOUTHWEST 1/4, A DISTANCE OF 793.92 FEET; THENCE SOUTH 01°01'47" WEST, A DISTANCE OF 719.77 FEET TO A POINT OF CURVATURE; THENCE ON A NON-TANGENT CURVE TO THE RIGHT HAVING A RADIUS OF 436.22 FEET, A CENTRAL ANGLE OF 31°23'26", A CHORD BEARING OF SOUTH S 27°01'00" WEST, A CHORD DISTANCE OF 236.01 FEET; THENCE SOUTH 45°32'17" WEST, A DISTANCE OF 935.30 FEET, TO A POINT ON THE WEST LINE OF THE SOUTHWEST 1/4; THENCE NORTH 00°13'31" WEST, ON THE WEST LINE OF THE SOUTHWEST 1/4, A DISTANCE OF 1579.45 FEET, TO THE POINT OF BEGINNING, AND CONTAINING A CALCULATED AREA OF 937,778.44 SQUARE FEET, OR 21.53 ACRES

# "HEYEN 1ST ADDITION" CORRECTED

## BEING A PORTION OF THE SOUTHWEST 1/4 OF SECTION 7 TOWNSHIP 9 NORTH RANGE 4 EAST OF THE 6TH P.M., SEWARD COUNTY, NEBRASKA.



### SURVEYOR'S CERTIFICATE

A SUBDIVISION OF A PORTION OF THE SOUTHWEST 1/4 OF SECTION 7 TOWNSHIP 9 NORTH RANGE 4 EAST OF THE 6TH P.M., SEWARD COUNTY, NEBRASKA, SAID PARCEL SHALL BE DESCRIBED BY METES AND BOUNDS AS FOLLOWS:

COMMENCING AT THE WEST 1/4 CORNER OF SECTION 7 19N R4E AND THE POINT OF BEGINNING, THENCE N 89°35'47" EAST, (AN ASSUMED BEARING, AND BASIS FOR BEARING OF THIS SUBDIVISION) ON THE NORTH LINE OF THE SOUTHWEST 1/4, A DISTANCE OF 703.92 FEET, THENCE SOUTH 01°10'147" WEST, A DISTANCE OF 719.77 FEET TO A POINT OF CURVATURE, THENCE ON A NON TANGENT CURVE TO THE RIGHT HAVING A RADIUS OF 438.22 FEET, A CENTRAL ANGLE OF 31°27'28", A CHORD BEARING OF SOUTH S 27°01'00" WEST, A CHORD DISTANCE OF 238.07 FEET, THENCE SOUTH 145°32'17" WEST, A DISTANCE OF 995.30 FEET TO A POINT ON THE WEST LINE OF THE SOUTHWEST 1/4, THENCE NORTH 00°13'31" WEST, ON THE WEST LINE OF THE SOUTHWEST 1/4 A DISTANCE OF 1579.45 FEET TO THE POINT OF BEGINNING, AND CONTAINING A CALCULATED AREA OF 937.778 ±4 SQUARE FEET OR 21.53 ACRES.

I, THE UNDERSIGNED, A DULY REGISTERED LAND SURVEYOR UNDER THE LAWS OF THE STATE OF NEBRASKA, IN AND FOR THE STATE OF NEBRASKA, DO HEREBY CERTIFY THAT I CALLED A SURVEY TO BE MADE OF THE FOREGOING TO THE ABOVE DESCRIBED PROPERTY, AND THAT THE RESULTS OF SAID SURVEY ARE ACCURATE TO THE BEST OF MY KNOWLEDGE AND BELIEFS.

SIGNED THIS 20TH DAY OF JANUARY, 2028



*Dick A. Bullman*  
 DICK A. BULLMAN  
 ALLEN SURVEYING  
 SERVICES LLC  
 2450 W. MARTEL RD. 1178 MAIN AVE  
 MARTEL, NE 68104 CRETE, NE 68133  
 402-466-4366 402-826-4620

### ACKNOWLEDGEMENT OF NOTARY

STATE OF NEBRASKA )  
 COUNTY OF SEWARD )

THE FOREGOING INSTRUMENT WAS ACKNOWLEDGED BEFORE ME THIS \_\_\_\_\_ DAY OF \_\_\_\_\_ 20\_\_\_\_ BY ROBIN A. HEYEN, TRUSTEE OF THE ROBIN A. HEYEN REVOCABLE TRUST.

NOTARY PUBLIC  
 MY COMMISSION EXPIRES THE \_\_\_\_\_ DAY OF \_\_\_\_\_ 20\_\_\_\_

### ACKNOWLEDGEMENT OF NOTARY

STATE OF NEBRASKA )  
 COUNTY OF SEWARD )

THE FOREGOING INSTRUMENT WAS ACKNOWLEDGED BEFORE ME THIS \_\_\_\_\_ DAY OF \_\_\_\_\_ 20\_\_\_\_ BY ROBIN HEYEN.

NOTARY PUBLIC  
 MY COMMISSION EXPIRES THE \_\_\_\_\_ DAY OF \_\_\_\_\_ 20\_\_\_\_

### ACKNOWLEDGEMENT OF NOTARY

STATE OF NEBRASKA )  
 COUNTY OF SEWARD )

THE FOREGOING INSTRUMENT WAS ACKNOWLEDGED BEFORE ME THIS \_\_\_\_\_ DAY OF \_\_\_\_\_ 20\_\_\_\_ BY TODD HEYEN.

NOTARY PUBLIC  
 MY COMMISSION EXPIRES THE \_\_\_\_\_ DAY OF \_\_\_\_\_ 20\_\_\_\_

### COUNTY TREASURER CERTIFICATION

THIS IS TO CERTIFY THAT I FOUND NO REGULAR OR SPECIAL TAXES DUE OR DELINQUENT AGAINST THE PROPERTY DESCRIBED IN THE SURVEYOR'S CERTIFICATE.

DATED THIS \_\_\_\_\_ DAY OF \_\_\_\_\_ 20\_\_\_\_

SEWARD COUNTY TREASURER

### REGISTER OF DEEDS CERTIFICATION

STATE OF NEBRASKA )  
 COUNTY OF SEWARD )

THIS IS TO CERTIFY THAT THIS INSTRUMENT WAS FILED FOR RECORD IN THE SEWARD COUNTY REGISTER OF DEEDS OFFICE.

DATE \_\_\_\_\_ TIME \_\_\_\_\_ INST. NO. \_\_\_\_\_ DRAWER \_\_\_\_\_ FEE \_\_\_\_\_

### SEWARD COUNTY REGISTER OF DEEDS

### DEDICATION

KNOW ALL MEN BY THESE PRESENTS, THAT, ROBIN A. HEYEN, A SINGLE PERSON, ROBIN A. HEYEN TRUSTEE OF THE ROBIN A. HEYEN REVOCABLE TRUST, AND ROBIN HEYEN AND TODD HEYEN TENANTS IN COMMON, AND PROPRIETORS OF THE REAL ESTATE DESCRIBED IN THE SURVEYOR'S CERTIFICATE HERINAFTER SET FORTH AND ATTACHED TO THIS PLAT DO HEREBY DEDICATE SAID REAL ESTATE TO BE PLATTED AS SHOWN ON THIS PLAT TO BE HERINAFTER KNOWN AS "HEYEN 1ST ADDITION" CORRECTED LOCATED IN THE S.W. 1/4 SECTION 7 19N R4E OF THE 6TH P.M., SEWARD COUNTY, NEBRASKA.

ROBIN A. HEYEN ) A SINGLE PERSON  
 ROBIN A. HEYEN ) TRUSTEE  
 ROBIN A. HEYEN REVOCABLE TRUST )  
 ROBIN HEYEN ) TENANT IN COMMON  
 TODD HEYEN ) TENANT IN COMMON

### APPROVAL OF CITY OF MILFORD PLANNING COMMISSION

THIS MINOR SUBDIVISION AS DESCRIBED IN THE SURVEYOR'S CERTIFICATE HAS BEEN SUBMITTED AND APPROVED BY THE MILFORD CITY PLANNING COMMISSION.

DATED THIS \_\_\_\_\_ DAY OF \_\_\_\_\_ 20\_\_\_\_

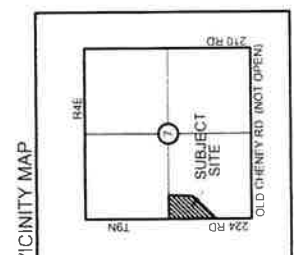
PLANNING AND ZONING CHAIRPERSON \_\_\_\_\_ SECRETARY \_\_\_\_\_

### APPROVAL OF MILFORD CITY COUNCIL

THIS MINOR SUBDIVISION AS DESCRIBED IN THE SURVEYOR'S CERTIFICATE HAS BEEN SUBMITTED AND APPROVED BY THE MILFORD CITY COUNCIL.

DATED THIS \_\_\_\_\_ DAY OF \_\_\_\_\_ 20\_\_\_\_

MAYOR \_\_\_\_\_ CITY CLERK \_\_\_\_\_



SW COR. SEC. 7 19N R4E  
 FD 2 REBAR AT SURFACE  
 15.00' E 10.0' NHP  
 31.00' E 10.0' REBAR & LS 500' RM CAP  
 84.14' NW TO OLD SPKLE IN P.P.P.  
 27.00' N TO CORNER OF SECTION 7  
 140' NORTHEAST TO CORNER WEST

