

CITY OF MILFORD  
REGULAR MEETING  
JANUARY 7, 2020  
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 7th day of January 2020 at 7:00 pm. Present were: Mayor Patrick Kelley; Council members: Scott Bashore, Tony DeLong, Becky Freeman, Jason Stahl; Attorney David Bargaen ; Chief of Police Forrest Siebken; Maintenance Supt. Gary TeSelle and City Clerk Jeanne Hoggins. Also present: Kevin & Kelli Keib, Wayne Stohlman, Roy Cast, Jeff Baker, Jonathan Jank, Carla Rardin, Shirley Kness, Gerry Dunlap.

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 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 east wall at the Sr. Center.

**PLEDGE OF ALLEGIANCE**

**SUBMITTAL OF REQUESTS FOR FUTURE ITEMS:** Mayor Kelley informed the public of the new method for taking requests for agenda items.

\*Jim Wesely submitted a request for consideration regarding a campground in Milford.

**REPORTS/COMMUNICATIONS:** Written reports received: Fire Dept Report for December 2019 and 2019 Annual Report. Housing Authority minutes for the December 17, 2019 meeting.

Mayor Kelley – Discussion was held with Roger Kalkwarf from NDOR with respect to Hwy 6 thru town. An inspection was done to determine improvements for today and the future. Milford is on the 3 to 5-year plan to completely repair the highway. A Surface Transportation Report was provided to Mayor Kelley. Greg Dynek with Bluestem Network has indicated their desire to capture 150 houses to provide fiber. They would like to build out into the community as planned. Stahl – reported 18 calls for the Fire Dept in December and provided Total Calls for service for 2019. Community

Betterment Committee met to discuss the purchase of speed announcing signs. The Committee decided the funds should not be used for this purpose. Bashore – Library Board will be meeting next week. Water project along Hwy 6 is near completion. Freeman – Recreation Board met, website is active allowing online access to information for coaches and the public. Decided not to have spring soccer this year. Uniforms are being considered. Sr. Center will be meeting later this month. DeLong – provided a Street & Park Report, attached to these minutes. TeSelle – Verizon planning to fire up on January 13<sup>th</sup>. Thanked everyone for their patience during the construction along Hwy 6 including the closure of intersections at C & D Streets. Chief Siebken – Palensky graduated and the P.D. may have another opening soon. Bashore gave updates on the new building. Final walk-thru is scheduled for the end of January. Clerk Hoggins - Sales tax received for the month of October 2019 in the amount of \$15,813.82. NPPD lease rebate payment for the month of November 2019 received in the amount of \$14,083.07. Anonymous donation received as seed money to pursue a Community Civic Center. This is the second year in a row that a donation was received for this purpose. 2020 Midwinter Conference is scheduled for February 24-25.

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

1. Approve Regular Meeting minutes of December 3, 2019.
2. Approval of Claims: Accounts Payable - \$105,936.98; Payroll - \$60,010.43. Totaling \$165,947.41.
3. Consider Re-Appointments to Board & Committees
4. Consider 2020 Committee List
5. Consider 2020 Milford Fire Dept. Roster

A motion was made by DeLong and seconded by Freeman to approve the consent agenda as presented. Roll call vote: DeLong yes, Freeman yes, Bashore yes, Stahl yes. Motion carried.

**SALARIES:**

67943	Mark Frey	258.87
67944	Forrest Siebken	1565.40
67945	Joseph Yocum	1520.49
67946	Kendal Hoggins	1244.85
67947	Mavis Ferris	113.58
67948	Jeanne Hoggins	1352.76
67949	Gary Teselle	1036.28
67950	George Matzen	889.34
67951	Craig Carritt	8.73
67952	Jessica Wang	153.70
67953	Travis Fougeron	991.72
67954	Amy Salistean	996.55
67955	Cathleen Fosler	315.77

67956	Ardella Huber	1045.65
67957	Denver Trojan	1066.74
67958	James Palensky	1518.10
67959	Owen Eickhoff	52.20
67960	Amber Legband	490.47
68011	Mark Frey	94.20
68012	Forrest Siebken	1565.40
68013	Joseph Yocum	1341.36
68014	Kendal Hoggins	1339.08
68015	Mavis Ferris	135.41
68016	Jeanne Hoggins	1352.76
68017	Gary Teselle	1036.28
68018	George Matzen	889.34
68019	Craig Carritt	17.48
68020	Jessica Wang	151.43
68021	Travis Fougeron	1029.59
68022	Amy Salistean	960.04
68023	Cathleen Fosler	572.72
68024	Ardella Huber	978.33
68025	Denver Trojan	1085.71
68026	James Palensky	1413.56
68027	Owen Eickhoff	147.89
68028	Amber Legband	637.26
68031	Scott Bashore	138.52
68032	Patrick Kelley	184.70
68033	Waylon DeLong	138.52
68034	Jason Stahl	138.52
68035	Becky Freeman	138.52
68036	Forrest Siebken	1566.13
68037	Joseph Yocum	1490.75
68038	Kendal Hoggins	1280.91
68039	Mavis Ferris	96.10
68040	Jeanne Hoggins	1338.66
68041	Gary Teselle	1034.18
68042	George Matzen	852.40
68043	Jessica Wang	144.66
68044	Travis Fougeron	972.92
68045	Amy Salistean	966.11
68046	Cathleen Fosler	162.98
68047	Ardella Huber	1027.14
68048	Denver Trojan	877.57
68049	James Palensky	1989.92

68050	Owen Eickhoff	26.10
68051	Amber Legband	353.37

**GENERAL FUND:**

67937	DAN & MOLLY BARTELS	UB Refund	75.00
67938	DARIEN CUMRINE	UB Refund	39.16
67939	LANCE JOHNSON	UB Refund	75.00
67940	LISA JOLLY	UB Refund	8.29
67941	PAUL REXROAD SR	UB Refund	41.08
67942	UNITED STATES POSTMASTER	UTILITY BILLING FOR DEC. PAY.	203.56
67961	RETIREMENT PLANS DIVISION	PENSION-133011	2,145.64
2085194	IRS-FEDERAL WITHHOLDINGS	FED/FICA TAX	4,554.91
2085195	NE DEPT OF REVENUE	STATE TAX	672.44
67962	UNION BANK	HSA	746.15
67963	AMERICAN WATER WORKS ASSOC.	MEMB. #3071828, 3-1-20 TO 2-28 2	204.00
67964	AMERITAS LIFE INSURANCE CORP.	1-1-20 TO 1-31-29 DENTAL INS.	613.72
67965	ARAMARK	1654862-MATS-TOWELS-PANTS	673.41
67966	ASHLEY CAMERON	WEBSITE HOSTING DOMAIN	987.00
67967	BLACK HILLS ENERGY	GAS SERVICE	876.06
67968	BROADVIEW NETWORKS	PHONE 12-2 TO 1-1-2020	249.48
67969	PETTY CASH	SHIPPING TAPE -REPLENISH CASH	35.27
67970	CLINE WILLIAMS	INVOICE 300376 PROP.TAX REPORT	150.00
67971	CONSOLIDATED MANAGEMENT CO	INV. 217698 13 MEALS	224.02
67972	CULLIGAN WATER CONDITIONING	WATER SERVICE	55.50
67973	DAS STATE ACCTG-CENTRAL FINANC	SRS NOV. MONTHLY FEE	93.00
67974	EAKES OFFICE SOLUTIONS	SP RICOH COPIER	1,229.31
67975	ERIC RILEY ELECTRIC	HOOK-UP NEW GRINDER	50.00
67976	FARMERS COOPERATIVE	LOADER TIRES & GLOVES	2,774.91
67977	GREAT PLAINS UNIFORMS LLC	2 PANTS/1 SHIRT/W. PATCHES	209.15
67978	INSPRO INSURANCE CO	FIRE.DEPT. RENEWAL INS.	15,819.00
67979	JEO CONSULTING GROUP, INC.	2019 ROAD PROGRAM	3,000.00
67980	JOHNNY RAY GOMEZ	B-DAY ENTERTAINMENT	100.00
67981	JR WELDING	REPAIR LIGHT BAR	50.00
67982	MACQUEEN EQUIPMENT	STREET SWEEPER REPAIR	1,576.32
67983	MATHESON TRI-GAS, INC	COMPRESSED GAS CYLINDER RENTAL	171.15
67984	MIDWEST AUTO PARTS	BUTANE FUEL, THERM PLUS	47.01
67985	MILFORD PHARMACY	BANDAIDS/GLUCOSE	19.41
67986	MUNICIPAL SUPPLY, INC.	LINE REPAIR/D ST. TO 5TH ST.	741.48
67987	MUNICIPAL SUPPLY, INC. OF OMAHA	PIT METER/FITTINGS/PUMP	895.52
67988	MUTUAL OF OMAHA	CHAR TESELLE MEDICARE 6 MONTHS	1,672.29
67989	NEBRASKA LIBRARY COMMISSION	OVERDRIVE ANNUAL PART. FEE	500.00
67990	NEBRASKA PUBLIC HEALTH	WATER TESTING	417.90
67991	NEBRASKA PUBLIC POWER DISTRICT	10-25- TO 11-22 ELECTRIC SERV	5,117.20
67992	NEMSA	MEMBERSHIP DUES	420.00
67993	NORRIS PUBLIC POWER DIST	WELL #1	408.12
67994	ONE CALL CONCEPTS	19 LOCATOR FEE MINUS DIS. CALL	17.29
67995	PIZZA KITCHEN	31 BIRTHDAY MEALS @ \$5.00 EACH	157.50
67996	POWERPLAN	SWIVEL SEAT NOT LOCKING/BRAKES	1,804.03

67997	REDIGER AUTOMOTIVE	OIL CHANGE/SHOCKS/ANTIFREEZE	692.14
67998	REMBOLT LUDTKE LLP	NOV. LEGAL SERVICES	3,663.30
67999	SACK LUMBER COMPANY	MOTE COVERING	19.00
68000	SAM'S CLUB	TISSUE PAPER/PAPER TOWELS	70.62
68001	SERVI-TECH INC.	LAGOON TEST	102.65
68002	SEWARD COUNTY INDEPENDENT	NOV. PRINTING PUBLICATION	121.28
68003	SEWARD COUNTY TREASURER	2019 REAL TAX FOR 503 1ST ST.	1,198.54
68004	SUNRISE COUNTRY MANOR	105 MEALS FOR NOV. 2019	551.25
68005	TCA OUTDOOR POWER	60' NEW HUSTLER 25 HP MOWER	14,307.26
68006	UNION BANK & TRUST COMPANY	HSA NOV. FEE FOR EMPLOYEES	14.00
68007	UNIVERSAL PREMIUM	POLICE FUEL	450.32
68008	VERIZON WIRELESS	ACCT. 43420001 PHONE SERVICE	111.66
68009	VERIZON WIRELESS-P	ACCT. 4979 OCT. 29 TO 11-28	101.26
68010	WINDSTREAM NEBRASKA INC	INTERNET ACCCT. 91836331	261.94
68029	RETIREMENT PLANS DIVISION	PENSION-133011	2,145.64
2085196	IRS-FEDERAL WITHHOLDINGS	FED/FICA TAX	4,512.18
2085197	NE DEPT OF REVENUE	STATE TAX	660.23
68030	UNION BANK	HSA	746.15
2085198	IRS-FEDERAL WITHHOLDINGS	FED/FICA TAX	122.44
68052	RETIREMENT PLANS DIVISION	PENSION-133011	2,147.64
2085199	IRS-FEDERAL WITHHOLDINGS	FED/FICA TAX	4,511.24
2085200	NE DEPT OF REVENUE	STATE TAX	689.27
68053	UNION BANK	HSA	819.96
68055	ACKERMAN ROCK & GRAVEL	30.42 TON 3/4 ROCK @ \$32.50	988.65
68056	AFLAC	SUPPLEMENTAL INSURANCE	376.80
68057	ART CLUB	HOLIDAY WINDOW PAINTING SR.CTR	25.00
68058	BLUE CROSS & BLUE SHIELD	1-1-20 TO 2-1-20 INS. COVERAGE	10,037.60
68059	CANON FINANCIAL SERVICES	MONTHLY RENTAL FEE-COPIER	165.00
68060	CARD SERVICE CENTER	EQUIP SERVER FOR 402 1ST ST.	2,193.85
68061	CASH-WA DISTRIBUTING	PAPER SUPPLIES	280.60
68062	CONSOLIDATED MANAGEMENT CO	INV. 217194 14 MEALS PALENSKY	202.85
68063	DEARBORN GROUP	1-1-20 TO 1-31-20 FIREMANS COV	127.28
68064	DEMCO, INC	BOOK COVERS, LABEL PROTECTORS	602.80
68065	EAKES OFFICE SOLUTIONS	TONER CARTRIDGE/PAPER	243.33
68066	EMERGENCY MEDICAL PRODUCTS, INC	LATEX GLOVES, C-COLLAR CASE	250.30
68067	ERIC RILEY ELECTRIC	CIRCUIT REPAIR LIGHTS 6TH & D	100.00
68068	INGRAM LIBRARY SERVICES	BOOKS INV. 622593284	1,141.95
68069	JEO CONSULTING GROUP, INC.	5TH STREET D-B REPAIR	3,620.00
68070	JOHN MELENA	DOOR PARTS & MILEAGE	43.40
68071	MEMORIAL HEALTH CARE SYSTEMS	FLU VACCINE FOR FIREMEN	678.00
68072	MIKE MCCrackEN	DEC. BIRTHDAY ENTERTAINMENT	100.00
68073	MILFORD SCHOOL DIST. #5	FINES/PARKING	65.00
68074	MUNICIPAL SUPPLY, INC.	MUD PLUGS	389.34
68075	NEBRASKA PUBLIC POWER DISTRICT	11-23 TO 12-23	1,124.37
68076	TOOFAST SUPPLY	ZIP TIES	44.67
68077	TRU-BUILT CONSTRUCTION	ADD.WORK/THICKEN CONCRETE	3,018.38
68078	GARY TESELLE	ACCT. TESELLE	472.40

68079	URIBE REFUSE SERVICES, IN	ACCCT. 5510801 SEWER TRASH PU	323.00
68080	VERIZON WIRELESS-P	AIR CARDS	120.03
68081	VERIZON WIRELESS	PH.SER.WELLS CONTROL	75.13
68082	WALMART COMMUNITY BRC	GROCERIES FOR SR. CTR. MEALS	463.15
68083	WINDSTREAM NEBRASKA INC	LIBRARY	465.54
68084	ZITO MEDIA	JAN. HD ADAPTE	13.09
	NE DEPT OF REVENUE	SALES TAX NOVEMBER 2019	2,407.36
	NE DEPT OF REVENUE	SALES TAX DECEMBER 2019	2,069.57
	CREATIVE SOLUTIONS	DARE SUPPLIES	321.00
	SIOUX SALES	PISTOLS	1,170.00
	Total Paid On: 12/09/19		14,621.20
	Total Paid On: 12/23/19		14,747.84
	Total Paid On: 1/02/20		738.78
	Total Paid On: 1/06/20		14,179.90
	***** REPORT TOTAL *****		165,947.41

## **PUBLIC HEARINGS & PRESENTATIONS:**

**Public Hearing of the Citizen Advisory Committee:** Mayor Kelley opened the Public Hearing at 7:16 pm. LB840 Program Administer Jeff Baker, 320 S. B Street, Milford provided history on the LB840 program for new Council member Freeman. Purpose of the LB840 program is a part of establishing Economic Development within the community. 1/10 of the percent of sales tax is placed into a fund to use to grow Milford. Baker mentioned the businesses in town that have utilized LB840 funds. The only current income, based on a project, is with Eagle Fitness. The LB840 program has been beneficial to the community. The last project was the Runza project in cooperation with TIF.

LB840 is one of many tools Jonathan Jank with SCCDP uses to promote business growth. The account is healthy with a balance of \$167,688.89. Income this last quarter was about \$6,000.00; from sales tax and the repayment of Eagle Fitness loan. Authorized expenditures include: \$10,000.00 for Affordable Housing grant and \$30,000.00 for Bluestem Network to build out fiber in the business and residential districts. Jonathan Jank uses LB840 majority of the time as a tool to lure business opportunities, directing them to Clerk Hoggins and Mr. Baker for information.

Jonathan Jank with SCCDP; as we think about moving forward into 2020 we do have a sizeable amount of funds and Council may want to consider moving forward with DTR efforts. With no further comments Mayor Kelley closed the public hearing at 7:23 pm.

## **CURRENT BUSINESS:**

**Consider pay application request #10, Contract 1 – Tru-Built Construction:** A motion was made by Bashore and seconded by Stahl to approve pay application request #10 for Contract 1 in the amount of \$113,238.74 to Tru-Built Construction. Roll call vote: Bashore yes, Stahl yes, DeLong yes, Freeman yes. Motion carried.

**Consider pay application request #2, Contract 3 – Tru-Built Construction:** Contract 3 is the street portion of the project. A motion was made by Bashore and seconded by Stahl to approve pay application request #2 for Contract 3 in the amount of \$9,379.80 to Tru-Built Construction. Roll call vote: Bashore yes, Stahl yes, DeLong yes, Freeman yes. Motion carried.

**Appointments:**

A motion was made by Freeman and seconded by Bashore to approve the Mayor's recommendation to appoint Christine Schwindt to the Housing Authority Board for a 3-year term, 2/1/2020 thru 2/1/2023. Roll call vote: Freeman yes, Bashore yes, DeLong yes, Stahl yes. Motion carried.

A motion was made by DeLong and seconded by Stahl to approve the Mayor's recommendation to appoint Jeremy Dinges as Assistant Emergency Management Director for a 3-year term, 1/3/2020 thru 1/3/2023. Roll call vote: DeLong yes, Stahl yes, Bashore yes, Freeman yes. Motion carried.

**Consider 2020 Maintenance Agreement with NDOT:** Last month this item was tabled as a meeting was scheduled to discuss the condition of Hwy 6 with Roger Kalkwarf and NDOT. Mayor Kelley recommended the city maintain the agreement with NDOT. At this time, we may be spending more than we are taking in but there have been years when this scenario was reversed. Milford is on the State's 3 to 5-year plan for road repairs to Hwy 6 thru town. If we opt out of the agreement, we cannot just get back in. The State is hoping to come in this spring and add 2-3" of asphalt in and around the curve. This may get us through the next couple years. A motion was made by DeLong and seconded by Bashore to renew the 2020 Maintenance Agreement with NDOT. Discussion: Bashore had a concern and a couple questions. Last month when this item was tabled it was decided to schedule a meeting with the State and Bashore expressed interest in attending that meeting. Bashore was assured he would be part of the meeting and he was not. He was curious as to why he was not. Mayor Kelley explained how the meeting took place, as he did not partake in the meeting either. Roger Kalkwarf had notified him he was leaving for an extended vacation and could be available the next day. He reached out to Gary to meet with Mr. Kalkwarf. Mayor Kelley noted this was an oversight on his part. Bashore also asked if the councilmember in charge of streets was informed of this meeting. Mayor Kelley noted he had discussion with Councilmember DeLong throughout the process, but he did not recall sending him a message regarding the meeting. Bashore mentioned moving forward there should be better transparency regarding city issues. Duly noted by Mayor Kelley.

Stahl asked, what can we do to fix the curve? TeSelle will be using a cold patch product recommended by the State. With the brine already on the streets, nothing will stick at this time. When the tar was picked up pieces of concrete

were pulling up with the tar. They will stay on top of the potholes, but the asphalt would be the best solution this spring.

DeLong noted the State has a long memory and seem to still be hurt over some trees several years ago. This conversation will hopefully show that we are willing to work with them. As SCC grows and anticipated traffic increases maybe a joint effort between the City and SCC would encourage the State to take care of the curve.

Stahl noted we should have been encouraging them a year ago. Roads don't deteriorate overnight. The State is dragging their feet, perhaps we have been dragging our feet. That road should have never got to this point. Concrete pieces of the curb are falling out.

With no further discussion, Roll call vote: DeLong yes, Freeman yes, Bashore yes, Stahl yes. Motion carried.

**Consider renewing Website Maintenance/Retainer and Google Analytics Reports:** A motion was made by DeLong and seconded by Freeman to authorize renewal of the Annual Website Maintenance/Retainer and Google Analytics Reports invoiced by Ashley Cameron. Roll call vote: DeLong yes, Freeman yes, Bashore yes, Stahl yes. Motion carried.

**Consider American Red Cross Facility Use Agreement:** Item tabled.

**Consider hiring Police Officer and Setting Wage:** A motion was made by Stahl and seconded by Bashore to approve hiring Christopher Cody Bailey as Police Officer, starting wage of \$17.75 per hour with an increase to \$18.50 after successful completion of the Basic Training Academy. Starting date on or before January 20, 2020. Roll call vote: Stahl yes, Bashore yes, DeLong yes, Freeman yes. Motion carried.

**CLOSED SESSION: For the purpose of discussing Real Estate.** Mayor Kelley entertained a motion to go into closed session. The purpose is to protect the public interest. The subject matter being discussion on a real estate matter. Bashore made a motion to enter closed session, seconded by DeLong. Roll call vote: Bashore yes, DeLong yes, Freeman yes, Stahl yes. Motion carried. Mayor Kelley restated; the Council has entered closed session for purpose to protect the public interest. The subject matter being discussion on a real estate matter. Those who may remain in the room are: Councilmembers: DeLong, Freeman, Bashore, Stahl, Legal Counsel, City Clerk and Jonathan Jank.

A motion was made by Bashore and seconded by DeLong to return to regular session. Roll call vote: Bashore yes, DeLong yes, Freeman yes, Stahl yes. Motion carried.

**ADJOURNMENT:** A motion was made by DeLong and seconded by Freeman to adjourn the meeting. Roll call vote: DeLong yes, Freeman yes, Bashore yes, Stahl yes. Motion carried and meeting adjourned at 9:25 pm.



  
Jeanne Hoggins, City Clerk

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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 January 7, 2020 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

(SEAL)



