



CITY OF MILFORD, NEBRASKA
COUNCIL AGENDA

Tuesday, June 6, 2023, 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.

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. REPORTS/COMMUNICATIONS

- a. Mayor/Council members
- b. City Clerk/Department Heads

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: May 2, 2023
- b. Approve Claims by Auditing Committee
- c. Approve Treasurer's Report for April 2023 by Auditing Committee
- d. Amend the total amount available for Webermeier Scholarships – 3 New @ \$1166.67 and 12 Renewals @ \$1166.67.

- e. Appointments
- f. Fireworks Application from Clouse @ 115 S. Hwy 6
- g. Hire parttime summer employee and set wage

5. CURRENT BUSINESS

- a. Consider Interlocal Agreement between the City of Milford and the City of Omaha to implement and conduct a lottery in compliance with the appropriate statutory authority.
- b. Authorize payment of \$100.00 and Mayor's signature of Form 50G for the City to apply to and obtain a city/county lottery license from the Nebraska Department of Revenue to enable the City to set up lottery within City limits.
- c. Consider Special Designated Liquor License (SDL) for Uptown Tavern
- d. Consider creating a one-time fee of \$50.00 for setting a Headstone.
- e. Consider proposal from American Legal Publishing for Municipal Codification, Convert, Host & Supplement
- f. Consider Application #1 from K2 Construction for payment on the Water Main Replacement project in the amount of \$428,977.25
- g. Change date of Regular July meeting as it currently falls on July 4th
- h. Consider Hiring Police Officer and setting wage
- i. Consider I.T. Network Support Agreement
- j. Set date for budget work night for upcoming fiscal year
- k. Update on Nuisance Reports for 312 3rd Street and 617 S. D Street
 - l. Consider hiring full-time Maintenance Employee and set wage
- m. Consider Application #2 from K2 Construction for payment on the Water Main Replacement project in the amount of \$301,928.44

6. ORDINANCES:

ORDINANCE NO. 968 - AMEND SECTION 3-106.01 OF THE MUNICIPAL CODE PERTAINING TO THE MUNICIPAL WATER DEPARTMENT, INCREASING SERVICE CHARGES AND USAGE FEES.

ORDINANCE NO. 969 - AN ORDINANCE AUTHORIZING THE EXECUTION AND DELIVERY OF A LOAN AGREEMENT BETWEEN THE NEBRASKA DEPARTMENT OF ENVIRONMENT AND ENERGY AND THE CITY OF MILFORD, NEBRASKA, AND ISSUANCE, PURSUANT TO SAID CONTRACT, OF A PROMISSORY NOTE OF THE CITY OF MILFORD, NEBRASKA, IN THE PRINCIPAL AMOUNT OF UP TO FIVE MILLION THREE HUNDRED THOUSAND AND 00/100 DOLLARS (\$5,300,000.00) FOR THE PURPOSE OF CONSTRUCTING ADDITIONS AND IMPROVEMENTS TO THE WATER SYSTEM OF THE CITY AS A SAFE DRINKING WATER PROJECT; PLEDGING AND HYPOTHECATING THE REVENUES AND EARNINGS OF THE WATER UTILITY OWNED BY THE CITY FOR THE PAYMENT OF SAID NOTE.

7. ADJOURNMENT

CITY OF MILFORD
REGULAR MEETING
JUNE 6, 2023
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 6th day of June 2023 at 7:00 pm. Present were Mayor Patrick Kelley; Council members: Tony DeLong, Becky Freeman, Kelli Keib, Mike Roth; Attorney Anthony Aerts; Chief of Police Darrin Kremer, Maintenance Supt. Gary TeSelle and City Clerk Jeanne Hoggins. Also present: Susie Huber, Jim Eberly, Matt Meierdierks, Tara Langenberg, Nicholas Thielen with Big Red Keno 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 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 Keib and seconded by Freeman to approve the agenda as submitted. Roll call vote: Keib yes, Freeman yes, DeLong yes, Roth yes. Motion carried.

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

REPORTS/COMMUNICATIONS: Written reports received: Police Dept. Activity Report for May 2023; Milford Housing Authority minutes for March 22 and April 26, 2023; Milford Aging Services Commission minutes for May 16 and June 1, 2023; Fire and Rescue report for May 2023; Milford Mailer Newsletter for June 2023; SCCDP Quarterly Summary Report for May 2023.

Keib: Cemetery- The Board met on Tuesday May 9th. Stone repairs are being made. Doug Wymore has agreed to be a consultant for the Board, he runs the funeral home and is out there often. Discussions were had about some different income generating ideas we can implement moving forward. Memorial Day marked a beautiful ceremony at the cemetery. We greatly appreciate all involved in making that happen from City maintenance assistance, Chuck Wergin and his continued diligence on the grounds, Troyer for the 28 new flag receivers, the High School for providing the band, and all others who helped.

Senior Center- Regular meeting was May 16th. Amy Salistean, Director, reminded the board of her resignation to pursue the next steps towards her career in medicine. Pat Grimes, Board Chairman, also announced her resignation to focus on family and retirement. They will both be missed, and their service is appreciated. We wish them the best in their future endeavors. Since Amy's last day on May 19th the center has been running with the help of Sandy and Kathy who both work for Seward County Aging Services out of the Senior Center. Thanks to them and many gracious volunteers, all the events and services provided by the Center continue to move along and benefit our community. We would like to thank them all! A special meeting was held on June 1st to

address some things in the interim of finding a new Director. Marian Eicher was elected as the new Chairman of the Board, Diane Kemper was re-appointed as Secretary, and Mary Wiese was named to fill the available seat on the board following appointment. A request has been made for a new commercial microwave as the old one has become inoperable. While waiting for approval on a new one the community has stepped up providing at least 4 for them to choose from to get by. They are also in need of a sneeze-guard for meal service. Some options are being explored on that front to find the most economical solution. An office move has been approved to utilize an office currently being used for storage. This will give Sandy and Kathy more room to carry out their duties for their positions. We currently have one applicant and are running ads in hopes of receiving a few more, then interviews will be held in efforts to soon having someone to step into the Directors position after Council approval and completing the hiring process.

SSCSWMA- Next meeting is scheduled for June 29th at 7pm at City Hall.

Roth – 4 Fire calls for May and 23 Rescue calls. 3 quotes have been received for the ambulance chassis remount which must be ordered by December 31, 2023. The \$75,000.00 grant funds should be arriving soon. Water main update meeting was held with K2, JEO and City; all have been pleased with progress. TeSelle shared that it will take some time and testing before the water mains are in service. The police report for the month of May was provided by Chief Kremer.

Mayor Kelley attended a very nice send-off party for Sr. Center Manager Amy Salistean. He thanked her for her commitment and services to the center. Additional advertising will be done for the Manager position. Park – A meeting with Gary TeSelle, Eric Crouch and Denny Yeackley was held to iron out areas of concern. We experienced some bumps along the way, but the concrete pour has been completed. We need to wait 14 days for the sealant, features will be going up soon. The city will need to work on landscaping around the splash pad.

Freeman – Recreation, Gary continues to maintain the ballfields. A controller for the scoreboards was dropped and broke. The other controller will operate both scoreboards. The Pool is open, and the State inspector showed up today. There are a few items to address. Seward's lifeguards and the Shark swim team utilized the Milford pool for about a week and a half due to Seward's pool not holding water. They will be making a donation towards that use.

DeLong – SCCDP was chosen as a recipient for the RWFH grant.

Upcoming Street projects: Reseal Welch Park Road and repairs to Clair Lane around a sunken manhole. Jeremiah Taylor's last day will be June 26. Interviews will be held soon to fill the 4th position in the maintenance department. **Gary** noted that patching will need to take place on Hwy 6 as the Hwy 6 improvement project has been pushed back.

Clerk Hoggins: *Sales tax received for the month of March 2023 in the amount of \$26,403.43. *NPPD lease payment for April 2023 received in the amount of \$13,959.65. *JEO Project Status Report through May 31, 2023. *Dividend check received from EMC Insurance in the amount of \$3,197.72. *Invitation from Hoppe Development to the Ribbon Cutting Event for First Street Flats on Thursday, June 8th from 11:00 am to 12:00 pm. *Community Clean-Up Day scheduled for Saturday, June 17, 2023. *Application for the NAHTF OOR grant has been submitted, it will be a few months before we learn the results. *Thank you received from the Chamber of Commerce Board members for the donation of a Family Pool Pass for the Egg Hunt.

CONSENT AGENDA: Mayor Kelley read the Consent Agenda:

a. Approve Minutes: May 2, 2023

- b. Approval of Claims: Accounts Payable - \$265,845.56; Payroll - \$43,736.71; Totaling \$309,582.27 by the Auditing Committee.
- c. Approve Treasurer's Report for April 2023 by Auditing Committee.
- d. Amend the total amount available for the Webermeier Scholarships – 3 New @ \$1166.67 and 12 Renewals @ \$1166.67.
- e. Appointments (See attached)
- f. Fireworks Application from Couse @ 115 S. Hwy 6
- g. Hire part-time summer maintenance employee Trey Frey and set wage @ \$10.50 p/h

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

SALARIES:

| | | |
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| 2875 | Patrick Kelley | 184.70 |
| 2876 | Waylon DeLong | 138.52 |
| 2877 | Becky Freeman | 138.52 |
| 2878 | Kelli Keib | 138.52 |
| 2879 | Michael Roth | 138.52 |
| 2930 | Forrest Siebken | 1055.07 |
| 2931 | Mavis Ferris | 153.52 |
| 2932 | Jeanne Hoggins | 1512.75 |
| 2933 | Gary Teselle | 1140.58 |
| 2934 | Whitney Parks | 1025.16 |
| 2935 | George Matzen | 695.01 |
| 2936 | Craig Carritt | 25.98 |
| 2937 | Amy Salistean | 990.72 |
| 2938 | Cathleen Fosler | 145.02 |
| 2939 | Ardella Huber | 1101.12 |
| 2940 | Lisa Wiedemeyer | 144.29 |
| 2941 | Jeremiah Taylor | 232.15 |
| 2942 | Charles Wergin | 281.32 |
| 2943 | Dustin Hultgrien | 1153.41 |
| 2944 | Steven Fiala | 1197.53 |
| 2945 | Travis Keilig | 1368.44 |
| 2946 | Darrin Kremer | 2054.12 |
| 2947 | Lance Sprouse | 1256.02 |
| 2948 | Katherine Pauley | 181.82 |
| 2949 | Naomi Jones | 220.61 |
| 3031 | Mavis Ferris | 188.94 |
| 3032 | Jeanne Hoggins | 1512.75 |
| 3033 | Gary Teselle | 1140.58 |
| 3034 | Whitney Parks | 1041.20 |
| 3035 | George Matzen | 695.01 |
| 3036 | Craig Carritt | 18.89 |
| 3037 | Amy Salistean | 1096.05 |
| 3038 | Cathleen Fosler | 376.56 |
| 3039 | Ardella Huber | 1037.61 |
| 3040 | Jeremiah Taylor | 684.13 |
| 3041 | Charles Wergin | 503.27 |

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| 3042 | Dustin Hultgrien | 1089.49 |
| 3043 | Steven Fiala | 1195.92 |
| 3044 | Travis Keilig | 1049.27 |
| 3045 | Darrin Kremer | 2054.12 |
| 3046 | Lance Sprouse | 1773.74 |
| 3047 | Katherine Pauley | 189.09 |
| 3048 | Naomi Jones | 138.18 |
| 3051 | Patrick Kelley | 184.70 |
| 3052 | Waylon DeLong | 138.52 |
| 3053 | Becky Freeman | 138.52 |
| 3054 | Kelli Keib | 138.52 |
| 3055 | Michael Roth | 138.52 |

GENERAL FUND:

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| 2925 | UNITED STATES POSTMASTER | UB POSTAGE | 267.73 |
| 2926 | JACKSON BOETTCHER | UB REFUND | 4.40 |
| 2927 | DANIELLE CALLAHAN | UB REFUND | 52.14 |
| 2928 | DUSTIN MELLINGER | UB REFUND | 34.49 |
| 2929 | CASSIE O'DELL | UB REFUND | 53.11 |
| | NE DEPT OF REVENUE | APRIL SALES TAX | 1,075.76 |
| 2950 | RETIREMENT PLANS DIVISION | PENSION-133011 | 1,431.06 |
| | IRS-FEDERAL WITHHOLDINGS | FED/FICA TAX | 4,534.37 |
| | NE DEPT OF REVENUE | STATE TAX | 676.19 |
| 2951 | UNION BANK | HSA | 647.00 |
| | IRS-FEDERAL WITHHOLDINGS | FED/FICA TAX | 122.44 |
| 2952 | A-PLUS TREE SERVICE, INC. | REMOVE 2 ELMS 103 FAIRWAY ST. | 8,300.00 |
| 2953 | AFLAC | APRIL SUPPL. INSURANCE | 855.24 |
| 2954 | AMERITAS LIFE INSURANCE CORP. | JUNE DENTAL INSURANCE | 557.60 |
| 2955 | ARAMARK | 4 INVOICES, PANTS, TOWELS | 675.34 |
| 2956 | BARCO MUNICIPAL PROD | LEFT/RIGHT BARRICADE SHEETING | 519.98 |
| 2957 | BLACK HILLS ENERGY | CITY GAS SERVICE | 832.53 |
| 2958 | CASH-WA DISTRIBUTING | SR. CTR. HAIR NETS, TOWELS, SUPP | 423.82 |
| 2959 | CITY OF HICKMAN | 8 UNDER SOFTBALL LEAGUE FEE | 125.00 |
| 2960 | COAST TO COAST COMPUTER | 4 LASER TONER CARTRIDGES LIBRAR | 349.96 |
| 2961 | CREATIVE INK | BASEBALL UNIFORMS/HATS | 5,470.90 |
| 2962 | CULLIGAN WATER CONDITIONING | LIBRARY | 94.00 |
| 2963 | DAN PEARSON | 4-7 TO 4-26 6 PLUMBING INSPEC. | 210.00 |
| 2964 | DARRIN KREMER | MEMBERSHIP DUES | 40.00 |
| 2965 | DAS STATE ACCTG-CENTRAL | APRIL 2023 MONTHLY FEE | 104.00 |
| 2966 | DOLLAR GENERAL-REGIONS | HOT DOGS AND BUNS | 16.50 |
| 2967 | FARMERS COOPERATIVE | FUEL & SUPPLIES | 1,322.51 |
| 2968 | GREAT PLAINS UNIFORMS LLC | 2 PR'S NAVY PANTS FOR OFFICERS | 307.48 |
| 2969 | GREAT WESTERN DINING | 4-20 TO 4-27, 70 MEALS SR.CTR. | 917.40 |
| 2970 | GREEN THUMB LAWN SERV. LLC | APRIL CITY POOL 2 TIMES MOWING | 760.00 |
| 2971 | HAWKINS INC. | WATER CHEMICALS | 4,678.39 |
| 2972 | HOLIDAY INN | HOGGINS/PARKS CLERKS SCHOOL | 574.75 |
| 2973 | INGRAM LIBRARY SERVICES | LIBRARY BOOKS | 53.94 |

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| 2974 | JEO CONSULTING GROUP, INC. | AMEND. #2 FINAL DESIGN WATER | 28,517.50 |
| 2975 | JER'S REPAIR | WATER PUMP REPAIR | 219.40 |
| 2976 | JEREMY BENEDICT | 10 UNDER UMPIRE MAY 9TH | 110.00 |
| 2977 | JR WELDING | POOL GUTTER REPAIRS | 100.00 |
| 2978 | KELLY HANEY | 4-7 to 4-19 YOGA SR. CTR. | 240.00 |
| 2979 | KOLTON LOOS | SOLO UMPIRE 8 YR. OLDS | 110.00 |
| 2980 | LANDON ROTH | 10 UNDER SINGLE UMPIRE | 110.00 |
| 2981 | LATHAN JANOUSEK | 5-16 SOLO UMPIRE FOR 10 UNDER | 60.00 |
| 2982 | LAWSON LUEBBE | 5-9 UMPIRE 10 UNDER | 110.00 |
| 2983 | LINCOLN WINWATER WORKS | FIX SEWER LINE AT PARK | 1,781.52 |
| 2984 | LYNN PEAVEY COMPANY | 3 PKG. 100 EVIDENCE BAGS | 112.00 |
| 2985 | MAIN STREET MARKET | 20 SANDWICHES FOR SR. CTR. | 127.80 |
| 2986 | MARIAN EICHER | 2 ORGANIZER TOTES | 36.00 |
| 2987 | MATHESON TRI-GAS, INC | FIRE DEPT. BOTTLED GASES | 286.05 |
| 2988 | MEDICA HEALTH PLAN | 10 OF 11 EMP.HEALTH JUNE INS. | 6,325.86 |
| 2989 | MENARDS-LINCOLN NORTH | PVC, CONDUIT, FUSE BOX | 86.14 |
| 2990 | MEYER LABORATORY, INC. | 6-5 GALLONS POOL PAINT | 4,713.97 |
| 2991 | MIDWEST AUTO PARTS | REMOTE BATTERY, EXT. CORD | 168.93 |
| 2992 | MIKE MORITZ | 22 SR. CTR. LUNCHES | 82.01 |
| 2993 | MILFORD PLUMBING INC. | INSTALL MENS URINAL WELCH PARK | 650.15 |
| 2994 | MITCHELL CARLSON | UMPIRE 1 GAME 5-1 FOR 14 UNDER | 55.00 |
| 2995 | MUNICIPAL SUPPLY,INC. OF | 1' WATER PIT METER | 1,514.92 |
| 2996 | NATE FICKON | 5-16 SOLO UMPIRE 10 UNDER | 110.00 |
| 2997 | NEBRASKA PUBLIC POWER | 3-25 TO 4-24 ELECTRICITY | 5,465.16 |
| 2998 | NORRIS PUBLIC POWER DIST | ACCT. 40700 NORTH WELL #1 | 432.77 |
| 2999 | NSA/POAN | D.KREMER MEMBER REGISTRATION | 130.00 |
| 3000 | ONE CALL CONCEPTS | 171 LOCATES MINUS DISCOUNT | 139.46 |
| 3001 | PIZZA KITCHEN | 45 SR. CTR. MEALS 4-26-23 | 492.65 |
| 3002 | REDIGER AUTOMOTIVE | 79 FORD F350, MOTOR MOUNTS | 339.07 |
| 3003 | REIMERS KAUFMAN CONCRETE | 42/50 LB. GAGS MARBLE DUST | 565.28 |
| 3004 | REMBOLT LUDTKE LLP | APRIL LEGAL COUNCIL | 2,480.00 |
| 3005 | RUNZA | 20 SR. CTR. SANDWICHES/FRYS | 153.60 |
| 3006 | SAM'S CLUB | HOGDOGS, BUNS, KETCHUP, CANDY | 817.20 |
| 3007 | SCHUMACHER ELEVATOR CO. | QUARTERLY ELEV. MAIN/SR. CTR. | 357.09 |
| 3008 | SEILER INSTRUMENT & MANU. | LOCATOR | 1,376.23 |
| 3009 | SEWARD COUNTY INDEPENDENT | 1 YR. SUB. NEWSPAPER-LIBRARY | 69.42 |
| 3010 | SHARON BENDER | REIMB. MAY SR.CTR. PARTY | 84.67 |
| 3011 | SHERWIN WILLIAMS CO. | 3 GALLONS PAINT FOR BLEACHERS | 104.97 |
| 3012 | STOPSTICK, LTD | 1-12' SLEEVE/STORAGE BAG | 118.00 |
| 3013 | STRYKER SALES CORPORATION | 4 YR. MAINT.AGREEMENT LP15ONSI | 421.80 |
| 3014 | SUSAN TRABERT | ORGANIZATION TOTES | 62.65 |
| 3015 | SWEET CANVAS CAKES | 2- 9X13 BIRTHDAY CAKES | 56.00 |
| 3016 | T.J. AUSTIN | 10 UNDER 1 GAME 5-9 UMPIRE | 100.00 |
| 3017 | TERRANCE AUSTIN | 5-8 UMPIRE DH PONY'S | 220.00 |
| 3018 | TERRENCE AUSTIN | 10 UNDER SOLO UMP. 5-16-23 | 110.00 |

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| 3019 | TODD BERNER | 5-15 PONY UMPIRE | 110.00 |
| 3020 | TONY ROTH | 10 UNDER UMPIRE SINGLE | 165.00 |
| 3021 | U-SAVE PHARMACY | GLUTOSE 15 GEL | 17.03 |
| 3022 | UNION BANK | 8 HSA ACCTS @ \$2.00 EACH | 16.00 |
| 3023 | UNIVERSAL PREMIUM | POLICE FUEL 4-6 TO 5-5-23. | 439.58 |
| 3024 | URIBE REFUSE SERVICES, IN | APRIL 10 RECYCLING/DISPOSAL | 693.00 |
| 3025 | VERIZON WIRELESS | FIRE DEPT.PHONE | 93.46 |
| 3026 | VERIZON WIRELESS-P-CITY OFFICE | OFFICE PHONE | 175.80 |
| 3027 | VERIZON WIRELESS | WELL CONTROL | 149.57 |
| 3028 | WADE ROTH | REFUND NOT TENANT/LANDLORD | 75.00 |
| 3029 | WINDSTREAM NEBRASKA INC | LIBRARY | 257.58 |
| 3030 | ZITO MEDIA | 5-1 TO 5-31 INTERNET | 6.09 |
| 3049 | RETIREMENT PLANS DIVISION | PENSION-133011 | 1,431.06 |
| | IRS-FEDERAL WITHHOLDINGS | FED/FICA TAX | 4,412.32 |
| | NE DEPT OF REVENUE | STATE TAX | 671.95 |
| 3050 | UNION BANK | HSA | 647.00 |
| 2002 | CROUCH RECREATION | SPLASH PAD CONSTRUCTION | 150,000.00 |
| 97 | PEPSI-COLA OF LINCOLN | POP CONCESSION STAND | 1,852.54 |
| | IRS-FEDERAL WITHHOLDINGS | FED/FICA TAX | 122.44 |
| 3093 | ACKERMAN ROCK & GRAVEL | 2 LOADS GRAVEL - INV. 7725 | 1,864.38 |
| 3094 | AGING PARTNERS | SR. STATE ANNUAL LIC/1/2 YR. | 337.50 |
| 3095 | AMANDA HROMEK | 26 HRS. MAY REC. COORDINATOR | 500.00 |
| 3096 | AMANDA HROMEK (REIMB) | 4 TRIPS MILEAGE REIMB. | 228.34 |
| 3097 | BECCA'S CLEANING SERVICE | MAY CLEANING FIRE STATION | 150.00 |
| 3098 | BONSALL POOL CO | POOL TEST CHEMICALS | 285.34 |
| 3099 | BRAD VANCURA | PONY UMPIRE 2 GAMES @ \$55 EA. | 165.00 |
| 3100 | BRADEN SCHMECKPEPER | 14 UNDER UMPIRE/PARTNER/5-27 | 55.00 |
| 3101 | CANON FINANCIAL SERVICES | MAY COPIER USAGE | 190.00 |
| 3102 | CAPITAL ONE (WALMART) | SR. CTR. GROCERIES | 794.35 |
| 3104 | CARD SERVICE CENTER | MAINT. SUPPLIES | 4,749.41 |
| 3105 | DEARBORN GROUP | DEATH/DISMEM.INS | 123.84 |
| 3106 | FIRST WIRELESS, INC. | LABOR RADIO REPAIR 665.00/ANTE | 755.50 |
| 3107 | HUMANITIES NEBRASKA | MAY SR.CTR. ENTERTAINMENT | 75.00 |
| 3108 | INGRAM LIBRARY SERVICES | LIBRARY BOOKS | 601.12 |
| 3109 | JOHN HENRY'S | POOL WATER LINE BROKE-EST.CLEA | 1,180.00 |
| 3110 | KELLY HANEY | 5-8 TO 5-22 YOGA SR. CTR. | 120.00 |
| 3111 | LATHAN JANOUSEK | 10 UNDER SOLO UMPIRE | 110.00 |
| 3112 | LINCOLN WINWATER WORKS | SEWER PARTS | 496.72 |
| 3113 | MAIN STREET MARKET | 16 SR. CTR. MEALS | 102.24 |
| 3114 | MILFORD A/C & APPLIANCE, INC. | SERVICE CALL 60, THERM. | 294.00 |
| 3115 | MILFORD PLUMBING INC. | BOYS URINAL/UPTOWN PARK | 746.15 |
| 3116 | MILFORD SCHOOL DIST. #5 | 4-1 TO 5-30 LIQUOR LICENSE | 650.00 |
| 3117 | MITCHELL CARLSON | 14 U UMPIRE ON 5-23-23 | 110.00 |
| 3118 | NE PUBLIC HEALTH ENV. LAB | WATER TESTING | 69.00 |
| 3119 | NEBRASKA PUBLIC POWER | 2197 1ST STREET | 2,234.19 |

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| 3120 | PETTY CASH | OFFICE CLEANING SUPPLIES | 132.51 |
| 3121 | QUINN BERNER | 14 U. UMPIRE PONY 5-19-23 | 55.00 |
| 3122 | REBEKAH FREY | 5-7/5-21 CLEAN CITY HALL | 100.00 |
| 3123 | SEWARD COUNTY INDEPENDENT | MAY 2ND PROCEEDINGS | 73.96 |
| 3124 | SHELDON CROAN | 5-23/10 & 12U UMPIRE | 110.00 |
| 3125 | SWEET CANVAS CAKES | 2 - 9X13 BIRTHDAY CAKES | 56.00 |
| 3126 | TIM DWORAK | APRIL/MAY INSPECTIONS | 709.21 |
| 3127 | TODD BERNER | 14U UMPIRE ON 5-19-23 | 55.00 |
| 3128 | GARY TESELLE | GARY TESELLE ACCT. | 600.00 |
| 3129 | UPTOWN TAVERN | 25 CHEESEBURGERS SR. CTR. | 206.34 |
| 3130 | WINDSTREAM NEBRASKA INC | FIRE DEPT. | 153.45 |
| | Total Payroll on: 5/1/23 | | 738.78 |
| | Total Payroll On: 5/08/23 | | 15,934.64 |
| | Total Payroll On: 5/22/23 | | 15,784.80 |
| | Total Payroll On: 6/01/23 | | 738.78 |
| | ***** REPORT TOTAL ***** | | 309,582.27 |

CURRENT BUSINESS:

Consider Interlocal Agreement between the City of Milford and the City of Omaha to implement and conduct a lottery in compliance with the appropriate statutory authority. This is the first step to conduct a lottery in the community and delegating certain functions with the City of Omaha. Uptown Tavern will be a satellite location. Attorney Aerts noted we will need to work on updating ordinances relating to satellite locations. Mayor Kelley mentioned this will bring in additional revenue for community improvements. A motion was made by DeLong and seconded by Roth to approve the Interlocal Agreement between the City of Milford and the City of Omaha to implement and conduct a lottery in compliance with the appropriate statutory authority. Roll call vote: DeLong yes, Roth yes, Freeman yes, Keib yes. Motion carried.

Authorize payment of \$100.00 and Mayor's signature of Form 50G for the City to apply to and obtain a city/county lottery license from the Nebraska Department of Revenue to enable the City to set up lottery within City limits. A motion was made by Keib and seconded by Roth to authorize payment of \$100.00 and authorize the Mayor's signature to Form 50G to obtain a lottery license from the NE Dept. of Revenue. Roll call vote: Keib yes, Roth yes, DeLong yes, Freeman yes. Motion carried.

Consider Special Designated Liquor License (SDL) for Uptown Tavern. Item is being struck from the agenda.

Consider creating a one-time fee of \$50.00 for setting a Headstone. Keib reported the cemetery board met and they are utilizing Funeral Director Doug Wymore as a consultant to generate ideas and income. The board discussed a \$50.00 fee for setting a headstone. This appears to be the standard across State. A motion was made by Keib and seconded by Roth to approve the \$50.00 fee for setting a headstone at Blue Mound Cemetery. Roll call vote: Keib yes, Roth yes, DeLong yes, Freeman yes. Motion carried.

Clerk Hoggins had a few questions regarding collection of these fees. We will work out the logistics. Attorney Aerts will create an ordinance to address the fees and logistics. The by-laws for the cemetery will also be updated.

Consider proposal from American Legal Publishing for Municipal Codification, Convert, Host & Supplement. Clerk Hoggins presented information regarding moving away from the paper copy inserts to the Municipal Code Book and updating the Municipal Code on our website. The update will include a search engine and a more user-friendly

method. Any updates can be made immediately to keep our Code Book current and up to date. A motion was made by Keib and seconded by Freeman to approve the proposal from American Legal Publishing Co. for Municipal Codification, Convert, Host & Supplement. Roll call vote: Keib yes, Freeman yes, DeLong yes, Roth yes. Motion carried.

Consider Application #1 from K2 Construction for payment on the Water Main Replacement project in the amount of \$428,977.25 A motion was made by Roth and seconded by Keib to approve payment of application #1 from K2 Construction on the Water Main Replacement project in the amount of \$428,977.25. Roll call vote: Roth yes, Keib yes, DeLong yes, Freeman yes. Motion carried.

Change date of Regular July meeting as it currently falls on July 4th After discussion a motion was made by Freeman and seconded by DeLong to set the regular meeting date in July to July 5, 2023 @ 7:00 pm. Roll call vote: Freeman yes, DeLong yes, Keib yes, Roth yes. Motion carried.

Consider Hiring Police Officer and setting wage: Chief Kremer noted that he and Council member Roth conducted the interview. Jorden is an 8-year veteran with Wymore Police Dept and is fully certified. Wymore dissolved their police department. Chief Kremer has made an offer of employment to Klaus Jorden Schachtschabel and he has accepted. He would like to hire him at \$28.00 per hour. A motion was made by Roth and seconded by Keib to approve hiring Jorden Schachtschabel as full-time Police Officer at a starting wage of \$28.00 per hour pending background investigation and drug screening. Roll call vote: Roth yes, Keib yes, DeLong yes, Freeman yes. Motion carried. Jorden is willing to start ASAP and relocate to Milford.

Consider I.T. Network Support Agreement: Matt Meierdierks was an excellent resource in assisting us with research into I.T. Support. After interviews and communicating with 4 different companies he narrowed it down to two for consideration. Matt presented a proposal comparing services between DataVizion and Bizco. (Spreadsheet attached to these minutes). In today's world it is crucial to have adequate protection and back-ups. The firewall is the first line of defense against ransomware. After consideration a motion was made by Keib and seconded by Freeman to approve the I.T. network service contract agreement with DataVizion at the amount noted in the proposal for a 3-year commitment. Roll call vote: Keib yes, Freeman yes, DeLong yes, Roth yes. Motion carried.

Set date for budget work night for upcoming fiscal year Mayor Kelley noted that the week of July 24th would work the best due to vacation times. He also noted that 2 evenings would work better due to the amount of discussion needed. After due consideration a motion was made by Keib and seconded by DeLong to set the date for the budget work nights to July 24 and 25 starting at 6:30 both evenings. Roll call vote: Keib yes, DeLong yes, Freeman yes, Roth yes. Motion carried.

Clerk Hoggins would like all budget worksheets turned into her by July 17, 2023.

Update on Nuisance Reports for 312 3rd Street and 617 S. D Street: Mayor Kelley reiterated to everyone the plan to move forward with abating the nuisance at both of these properties and that it will take time and funding to do so.

Consider Application #2 from K2 Construction for payment on the Water Main Replacement project in the amount of \$301,928.44 A motion was made by Keib and seconded by Freeman to approve payment of application #2 from K2 Construction on the Water Main Replacement project in the amount of \$301,928.44. Roll call vote: Keib yes, Freeman yes, DeLong yes, Roth yes. Motion carried.

ORDINANCES:

ORDINANCE NO. 968 - AMEND SECTION 3-106.01 OF THE MUNICIPAL CODE PERTAINING TO THE MUNICIPAL WATER DEPARTMENT, INCREASING SERVICE CHARGES AND USAGE FEES. (See attached)

A motion was made by Keib and seconded by DeLong to approve Ordinance No. 968 as read.

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

With no further discussion, Roll call on the original motion: Keib yes, DeLong yes, Freeman yes, Roth yes. Motion carried.


ORDINANCE NO. 969 - AN ORDINANCE AUTHORIZING THE EXECUTION AND DELIVERY OF A LOAN AGREEMENT BETWEEN THE NEBRASKA DEPARTMENT OF ENVIRONMENT AND ENERGY AND THE CITY OF MILFORD, NEBRASKA, AND ISSUANCE, PURSUANT TO SAID CONTRACT, OF A PROMISSORY NOTE OF THE CITY OF MILFORD, NEBRASKA, IN THE PRINCIPAL AMOUNT OF UP TO FIVE MILLION THREE HUNDRED THOUSAND AND 00/100 DOLLARS (\$5,300,000.00) FOR THE PURPOSE OF CONSTRUCTING ADDITIONS AND IMPROVEMENTS TO THE WATER SYSTEM OF THE CITY AS A SAFE DRINKING WATER PROJECT; PLEDGING AND HYPOTHECATING THE REVENUES AND EARNINGS OF THE WATER UTILITY OWNED BY THE CITY FOR THE PAYMENT OF SAID NOTE. (See attached)


A motion was made by DeLong and seconded by Roth to approve Ordinance No. 969 as read.

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

With no further discussion, Roll call on the original motion: DeLong yes, Roth yes, Freeman yes, Keib yes. Motion carried.

ADJOURNMENT: A motion was made by Keib and seconded by Roth to adjourn the meeting. Roll call vote: Keib yes, Roth yes, DeLong yes, Freeman yes. Motion carried and meeting adjourned at 8:16 pm.


Jeanne Hoggins, City Clerk

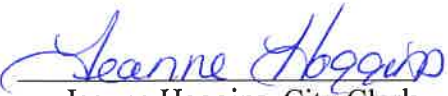

Patrick L. Kelley, Mayor

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 June 6, 2023 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

Appointments:

Park Board (3-year term)

Isabella Peterson – 6/6/23 thru 6/6/26

Pool Board (3-year term)

Chrystina Piening - 6/6/23 thru 6/6/26

Planning Commission (3-year term)

Allissa Troyer – 6/6/23 thru 6/6/26

Citizen Advisory Review Committee (2-year term)

Isabella Peterson – 6/6/23 thru 6/6/25

Milford Aging Services Commission (2-year term)

Mary Wiese – 6/6/23 thru 6/6/25

Webermeier Scholarship Committee

Becky Tejral – Until Replaced

Reappointment:

Milford Aging Services Commission (2-year term)

Diane Kemper – 2nd Term, Expiring 2/2/2025

ORDINANCE NO. 968

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.

BE IT ORDAINED BY THE MAYOR AND COUNCIL OF THE CITY OF MILFORD, NEBRASKA.

Section 1. Section 3-106.01 of the Municipal Code is hereby amended to read as follows:

“3-106.01 MUNICIPAL WATER DEPARTMENT; RATES: For the use of the Municipal Water System, each user shall pay a monthly service fee plus a usage charge as follows:

A. RESIDENTIAL AND COMMERCIAL USERS.

Effective October 1, 2023, a monthly service fee will be charged based on the size of the water meter plus a per gallon charge for water usage, as follows:

| | | |
|--------|-----------------|----------|
| 3/4" | Service - | \$29.00 |
| 3/4" | Service Rural | \$42.25 |
| 1" | Service - | \$38.25 |
| 1" | Service - Rural | \$57.25 |
| 1 1/2" | Service - | \$48.00 |
| 2" | Service - | \$55.25 |
| 3" | Service - | \$79.25 |
| 4" | Service - | \$110.50 |

The charge for usage of water per each 1,000 gallons of water used, or fraction thereof, will be computed at \$2.70.

B. NON-RESIDENTIAL USERS:

All users outside the corporate limits shall pay a service charge equal to one and one-half times the service charges set forth above and a water usage rate equal to one and one-half times the charge for usage of water set forth above.”

Section 2. This ordinance shall be in force and take effect from and after its passage and publication as provided by law.

Section 3. All ordinances or parts thereof in conflict herewith are hereby repealed.

Dated this 6th day of June 2023.

THE CITY OF MILFORD, NEBRASKA

By

Randy C. Kelley
Mayor

Attest:

Leanne Hoggard
City Clerk



ORDINANCE NO. 969

AN ORDINANCE AUTHORIZING THE EXECUTION AND DELIVERY OF A LOAN AGREEMENT BETWEEN THE NEBRASKA DEPARTMENT OF ENVIRONMENT AND ENERGY AND THE CITY OF MILFORD, NEBRASKA, AND ISSUANCE, PURSUANT TO SAID CONTRACT, OF A PROMISSORY NOTE OF THE CITY OF MILFORD, NEBRASKA, IN THE PRINCIPAL AMOUNT OF UP TO FIVE MILLION THREE HUNDRED THOUSAND AND 00/100 DOLLARS (\$5,300,000.00) FOR THE PURPOSE OF CONSTRUCTING ADDITIONS AND IMPROVEMENTS TO THE WATER SYSTEM OF THE CITY AS SAFE DRINKING WATER PROJECT; PLEDGING AND HYPOTHECATING THE REVENUES AND EARNINGS OF THE WATER UTILITY OWNED BY THE CITY FOR THE PAYMENT OF SAID NOTE; AND ORDERING THE ORDINANCE PUBLISHED IN PAMPHLET FORM

BE IT ORDAINED BY THE MAYOR AND COUNCIL OF THE CITY OF MILFORD, NEBRASKA:

Section 1. The Mayor and Council hereby find and determine as follows:

(a) The City presently owns and operates a Public Water System (as defined in the Loan Agreement referred to hereinafter) which is referred to herein collectively as the "Water Utility".

(b) There is currently outstanding a certain promissory note (the "Outstanding NDEE Note") payable to the Nebraska Department of Environment and Energy ("NDEE") pursuant to which the revenues of the Water Utility are pledged.

(c) The Water Utility is a revenue-producing facility and, pursuant to Sections 18-1803 to 18-1805, R.R.S Nebraska 2012, the City is authorized issue indebtedness secured by the revenues of said revenue-producing facility for the purpose of acquiring, constructing, reconstructing, improving, extending, equipping, or furnishing such a facility of the City.

(d) Under the terms of the Outstanding NDEE Note and the loan agreement entered into with respect to the Outstanding NDEE Note, it is permissible for the City to issue an additional promissory note equitably and ratably secured by the revenues of the Water Utility.

(e) It is necessary, desirable and advisable and in the best interest of the City that it acquire, construct, equip and furnish certain improvements to the Water Utility (the "Project") as specified in the Loan Agreement (as hereinafter defined) and finance the costs of the Project with a loan from the State of Nebraska, acting by and through NDEE, in the original principal amount of not to exceed \$5,300,000 (the "Loan"). The Loan shall bear interest at the rate of 0.10% per annum during the construction period and then 0.10% per annum at and after the date of Initiation of Operation (as defined in the Loan Agreement) and be subject to an annual administrative fee of 0.10% as provided in the Loan Agreement. Principal and interest payments shall be due on the Loan as provided in the Loan Agreement. Up to 45% of the eligible project costs financed by the Loan (up to a cap of \$2,385,000) may be forgiven as provided in the Loan Agreement.

(f) It is necessary, desirable and in the best interests of the City that it execute and deliver to NDEE the Loan Agreement between NDEE and the City for NDEE Project No. D311669 (the "Loan Agreement") setting forth the terms and conditions upon which NDEE will make the Loan to the City, the form of said Loan Agreement having been presented to the Council.

(g) To implement the Loan Agreement and document the Loan, it is necessary for the City to issue its Promissory Note (the "NDEE Note").

Section 2. The Loan Agreement and the NDEE Note providing for the Loan in an amount not exceeding \$5,300,000.00 are hereby authorized, adopted and approved and the Mayor is hereby authorized to execute the Loan Agreement and the NDEE Note to NDEE for and on behalf of the City in the form or substantially the form attached hereto as **Exhibit A** and incorporated herein by reference, but with such changes, modifications, amendments, revisions and alterations thereof as the Mayor shall, in the exercise of his discretion and after consultation with counsel for the City, determine to be necessary, proper, appropriate, advisable or desirable in order to accomplish the purposes set forth in the Loan Agreement. The execution and delivery of the Loan Agreement and the NDEE Note referred to herein by the Mayor and the City Clerk shall constitute conclusive evidence of the City's approval of the final executed documents.

Section 3. The Loan Agreement and the NDEE Note shall be executed on behalf of the City with the signatures of the Mayor and Clerk. The City's Mayor, Treasurer and Clerk in connection with the performance of the Loan Agreement and issuance of the NDEE Note are hereby authorized to take all steps and execute all documents necessary and appropriate in connection therewith and the City Clerk is hereby authorized to prepare and certify such number of complete transcripts of the proceedings had and done precedent to issuance of the NDEE Note as required by NDEE and counsel for the City.

Section 4. The City hereby pledges and hypothecates the revenues and earnings derived and to be derived from the operation of the Water Utility and all extensions and enlargements thereof to payment of the NDEE Note on a parity with the Outstanding NDEE Note and such other revenue bonds as may be issued from time to time. The NDEE Note is not a general obligation of the City.

Section 5. The City agrees that it shall maintain and collect rates and charges for utility services furnished by the Water Utility to produce revenues and earnings sufficient at all times to provide for the payment of the interest on and principal of the Outstanding NDEE Note, NDEE Note, and any other revenue bonds issued in the future, as the same fall due, to pay all reasonable costs of operation and maintenance of the system and to pay for necessary repairs, replacements and extensions to the system and to provide funds sufficient to make the deposits into the accounts required by the Loan Agreement.

Section 6. To provide funds for the purpose of extending, improving, enlarging, equipping and operating the Water Utility, the City may issue an additional bond or bonds of equal lien with the Outstanding NDEE Note and the NDEE Note only as permitted by the terms of the applicable adopting Ordinances and the Loan Agreement.

Section 7. The City is hereby authorized and directed to keep proper books records and accounts (separate from all other records and accounts) in which complete and correct entries shall be made on all transactions relating to the Water Utility as required by the Loan Agreement.

Section 8. The Mayor, Clerk and Treasurer of the City are hereby authorized and directed to procure and maintain, as long as revenue bonds secured by the revenue of the Water Utility and/or the NDEE Note are outstanding, with reputable insurance carriers, insurance on the Water Utility of a kind and in an amount as would normally be carried by private utilities engaged in the operation of a similar facility. Such insurance shall include, but shall not necessarily be limited to, worker's compensation (as required by the laws of the State of Nebraska), public liability, tornado and fire insurance. The premiums of any such insurance policies shall be payable as an expense of operation and maintenance of the Water Utility from the Operation and Maintenance Account. In the event of any loss or damage to the Water Utility, the proceeds which may be collected or paid on any policy or policies shall be used by the City to retire outstanding bonds related to the Water Utility or to rehabilitate the Water Utility.

Section 9. The Mayor, Clerk and Treasurer of the City are hereby authorized to do all things and execute all such documents as may by them be deemed necessary and proper to complete the Project and issue the NDEE Note as contemplated by this ordinance.

Section 10. If any section, paragraph, clause or provision of this Ordinance shall be held invalid, the invalidity of such section, paragraph, clause or provision shall not affect any of the other provisions of this Ordinance.

Section 11. This ordinance shall be published in pamphlet form and take effect as provided by law.

Section 12. Any and all ordinances or resolutions or parts thereof theretofore adopted or passed in conflict or inconsistent herewith be and the same hereby are canceled, rescinded and repealed.

PASSED AND APPROVED this 6th day of June, 2023.

James L. Kelly
Mayor

ATTEST:

Shanne Higgins
City Clerk

