



CITY OF MILFORD, NEBRASKA
COUNCIL AGENDA

TUESDAY, SEPTEMBER 5, 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: August 1, 2023
- b. Approve Claims by Auditing Committee
- c. Approve Treasurer's Report for July 2023 by Auditing Committee
- d. Approve Application #5 from K2 Construction on the Water Main Improvement Project for partial payment with Seward County ARPA Funds in the amount of \$114,877.41.

- e. SENDD request for membership dues: General Membership, \$1,832.00 and Housing, \$647.00.
- f. Appointments to Cemetery Board
- g. Approve Heather Muller as Adult Coed Volleyball Coordinator for 2023-2024.
- h. Approve Application #5 from K2 Construction on the Water Main Improvement Project for partial payment with the city ARPA Funds in the amount of \$203,807.21.

5. PUBLIC HEARING:

- a. To hear testimony in favor of, or opposition to, and to answer questions in relation to request for a Class K Catering License, VS Investments Inc. dba Sheri's Grill & Bar, 503 1st Street.

6. CURRENT BUSINESS

- a. Consider Class K Catering License for VS Investments Inc. dba Sheri's Grill & Bar, 503 1st Street.
- b. Request for Agenda Item: Ethel Svoboda, Question, and comments regarding August 1st agenda item (e) Consider extending swimming aerobics at pool beyond the season.
- c. Consider hiring full-time maintenance employee and setting wage.
- d. SCCDP Annual Report
 - 1. Consider SCCDP Funding Agreement request for 2023-2024
 - 2. SCCDP Annual Membership Agreement

7. RESOLUTIONS AND ORDINANCES

RESOLUTION NO. 653 – NEBRASKA CLASS (Cooperative Liquid Assets Securities System) Investment Pool Program for local governments.

ORDINANCE NO. 973 – AN ORDINANCE OF THE CITY OF MILFORD, NEBRASKA AMENDING THE CITY OF MILFORD ZONING MAP TO PROVIDE FOR A CHANGE OF ZONE FROM R1 TO MIXED USE CORRIDOR OVERLAY DISTRICT FOR A PARCEL GENERALLY LOCATED IN THE NORTHEAST QUARTER (NE1/4) OF SECTION ELEVEN (11), TOWNSHIP NINE (9) NORTH, RANGE THREE (3) EAST OF THE SIXTH P.M., SEWARD, COUNTY, NEBRASKA, AS MORE PARTICULARLY DESCRIBED HEREIN.

ORDINANCE NO. 974 – AN ORDINANCE OF THE CITY OF MILFORD, NEBRASKA, AMENDING MILFORD MUNICIPAL CODE SECTION 10-117 TO MODIFY THE STARTING TIME AT WHICH BEER CAN BE SOLD WITHIN CITY LIMITS ON SUNDAYS.

8. ADJOURNMENT

CITY OF MILFORD
REGULAR MEETING
SEPTEMBER 5, 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 5th day of September 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, Ethel and Arden Svoboda, Misty Ahmic, Robert Struwe, Jonathan Jank, Matt Howe 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 DeLong and seconded by Roth to approve the agenda as submitted. Roll call vote: DeLong yes, Roth yes, Freeman yes, Keib 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 August 2023; Milford Housing Authority minutes for July 12, 2023; Milford Aging Services Commission minutes for August 15, 2023; Pool Board minutes from August 16, 2023 and August 30, 2023; Recreation Board minutes from August 21, 2023; Fire and Rescue report for August 2023; Library Report for August 2023; Milford Mailer Newsletter for September 2023. SCCDP Quarterly Report Summary thru August 2023.

Keib – SSCSWMA-Next meeting is September 28th, 7pm, at Milford City Hall. Cemetery- Chuck Wergin is done mowing at the Cemetery for the season. City Maintenance will mow again if needed. After the unfortunate loss of Bill Lauber, and the resignation of a couple of other members, the Cemetery Board was down to one person. Thanks to local residents answering to serve it has been repopulated. We appreciate the service of the above mentioned and look forward to the new ideas and energy of those appointed tonight. Senior Center- Discussion was had about who can implement activities, it was agreed better communication needs to be had between the Board and Senior Center members concerning activities. Meal rates have been raised to \$7 for 60 and up and \$8.00 for under 60. Sharon Bender and Ethel Svoboda attended the Pool Board meeting to work towards allowing the seniors to utilize the community pool after season for Water Aerobics Classes. That will be discussed later in the agenda. A By-laws committee has been formed and will be present at the September meeting. The dishwasher needed repair, that was performed in early August. Mystii is working diligently on Social Services Aged and Disabled provider approval to help off-set meal costs. Daily congregate and delivered meals are going well.

NDEE Inspection had some violations that are being addressed and easy fixes with the order of some thermometers, chlorine test strips, and facial hairnets. Yoga is going well, and additional classes may be upcoming. Kathy will be starting a Tai Chi class on Tuesday mornings at 10am. Aging partners visited on August 11th, that info will be available at a later date.

Roth – Rescue calls: 16 Medical. Fire calls: 5 – 2 false alarms, 2 trash fires, 1 gas line strike. The water main project is going well, a construction meeting was held last week and everyone seems to be on the same page. The State is going to pick up the cost on a crossing at 5th & F Street. Sewer – had general cleaning done and will be back for root treatment.

Freeman – Recreation Board has met and discussed fundraising event which went well. Funds have been donated towards 2 new scoreboards; recreation fund will cover the balance with the fundraising efforts. Pool has been drained, winterized all but outside restrooms. Lifeguards have been partially reimbursed for the season. Updates will be made to the Pool Manual prior to next year's season.

DeLong – The Hwy 6 project is out for bid. Patching Project – 8th & D and 1st and F Intersections near completion. Parks – Sprinklers are in, sod is ordered and waiting to be installed sometime this week. Will be adding a 2nd camera for security. Additional tree trimming will take place with water main project. Removing any trees with issues. Gary has someone lined up to provide ideas for landscaping on the B Street medians.

Clerk Hoggins: *Sales tax received for the month of June 2023 in the amount of \$25,617.61. *NPPD lease payment for July 2023 received in the amount of \$22,965.70. *JEO Project Status Report through August 31, 2023. *Invite to Lutheran Church celebrating 50th Anniversary on Sunday, September 10th.

CONSENT AGENDA: Mayor Kelley read the Consent Agenda:

- a. Approve Minutes: August 1, 2023
- b. Approval of Claims: Accounts Payable - \$309,559.12; Payroll - \$88,113.84; Totaling \$397,672.96 by the Auditing Committee.
- c. Approve Treasurer's Report for July 2023 by Auditing Committee
- d. Approve Application #5 from K2 Construction on the Water Main Improvement Project for payment with Seward County ARPA Funds in the amount of \$114,877.41.
- e. SENDD request for membership dues: General Membership, \$1,832.00 and Housing, \$647.00.
- f. Appointments to Cemetery Board: Kathi Schildt, Samantha Fischer, Lisa Wiedemeyer and Janelle Kremer.
- g. Approve Heather Muller as Adult Coed Volleyball Coordinator for 2023-2024.
- h. Approve Application #5 from K2 Construction on the Water Main Improvement Project for partial payment with the city ARPA Funds, in the amount of \$203,807.21

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

SALARIES:

3455	Mark Frey	655.28
3456	Mavis Ferris	125.18
3457	Jeanne Hoggins	1512.75
3458	Gary Teselle	1440.58
3459	Whitney Parks	1138.76

3460	George Matzen	719.84
3461	Trey Frey	490.34
3462	Jon Wiedemeyer	379.56
3463	Cathleen Fosler	371.12
3464	Ardella Huber	1024.92
3465	Cole Toovey	1092.29
3466	Charles Wergin	480.99
3467	Dustin Hultgrien	1156.17
3468	Jackson Toovey	772.12
3469	Kaitlin Kontor	218.17
3470	Steven Fiala	1176.32
3471	Darrin Kremer	2070.01
3472	Maizie Kolb	280.34
3473	Addison Sample	428.85
3474	Hailey Jones	744.28
3475	Brecken Yoder	205.71
3476	Izabelle Yeackley	387.18
3477	Lance Sprouse	1773.74
3478	Katherine Pauley	208.48
3479	Naomi Jones	123.64
3480	Aydenn Freeman	21.82
3481	Brett Bousquet	351.51
3482	Adyson Kroese	589.08
3483	Hannah Reynolds	189.09
3484	Sarah Reynolds	380.60
3485	Lilly Kenning	172.12
3486	Emily Kenning	227.87
3487	Westin DeLong	116.36
3488	Amber Gurnsey	341.81
3489	Klaus Schachtschabel	1776.25
3490	Mystique Lauer	392.57
3494	Patrick Kelley	184.70
3495	Waylon DeLong	138.52
3496	Becky Freeman	138.52
3497	Kelli Keib	138.52
3498	Michael Roth	138.52
3551	Mark Frey	744.31
3552	Mavis Ferris	101.56
3553	Jeanne Hoggins	1512.75
3554	Gary Teselle	1140.58
3555	Whitney Parks	643.61
3556	George Matzen	695.01
3557	Craig Carritt	30.71
3558	Trey Frey	224.48
3559	Cathleen Fosler	392.88
3560	Ardella Huber	1063.04
3561	Cole Toovey	709.53
3562	Lisa Wiedemeyer	1390.76
3563	Charles Wergin	416.37

3564	Dustin Hultgrien	1149.96
3565	Jackson Toovey	541.08
3566	Kaitlin Kontor	249.34
3567	Steven Fiala	1163.89
3568	Darrin Kremer	2070.01
3569	Maizie Kolb	201.20
3570	Avery Roth	22.86
3571	Addison Sample	244.41
3572	Hailey Jones	749.60
3573	Brecken Yoder	215.87
3574	Izabelle Yeackley	270.53
3575	Lance Sprouse	1781.51
3576	Katherine Pauley	63.03
3577	Naomi Jones	271.51
3578	Aydenn Freeman	218.17
3579	Brett Bousquet	492.11
3580	Adyson Kroese	273.94
3581	Hannah Reynolds	89.70
3582	Sarah Reynolds	109.10
3583	Lilly Kenning	75.15
3584	Emily Kenning	70.31
3585	Westin DeLong	84.85
3586	Amber Gurnsey	421.81
3587	Klaus Schachtschabel	1836.93
3588	Mystique Lauer	1176.77
3656	Mark Frey	732.44
3657	Mavis Ferris	115.73
3658	Jeanne Hoggins	1512.75
3659	Gary Teselle	1140.58
3660	Whitney Parks	1050.10
3661	George Matzen	695.01
3662	Craig Carritt	23.62
3663	Jon Wiedemeyer	235.55
3664	Cathleen Fosler	297.66
3665	Ardella Huber	1040.81
3666	Lisa Wiedemeyer	1910.86
3667	Charles Wergin	101.58
3668	Dustin Hultgrien	1270.91
3669	Jackson Toovey	101.30
3670	Steven Fiala	1231.17
3671	Darrin Kremer	2070.01
3672	Hailey Jones	132.74
3673	Brecken Yoder	73.65
3674	Lance Sprouse	1758.21
3675	Katherine Pauley	184.24
3676	Naomi Jones	118.78
3677	Brett Bousquet	89.70
3678	Adyson Kroese	89.70
3679	Amber Gurnsey	80.00

3680	Klaus Schachtschabel	1789.92
3681	Mystique Lauer	1241.71
3684	Patrick Kelley	184.70
3685	Waylon DeLong	138.52
3686	Becky Freeman	138.52
3687	Kelli Keib	138.52
3688	Michael Roth	138.52

GENERAL FUND:

3491	RETIREMENT PLANS DIVISION	PENSION	1,309.92
3492	OMNIFY BENEFITS	HSA	597.00
	IRS-FEDERAL WITHHOLDINGS	FED/FICA TAX	6,220.97
	NE DEPT OF REVENUE	STATE TAX	900.97
3499	TIM FEARS	UB Refund	34.35
3500	DANNY GEIGER	UB Refund	75.00
3501	SHANNON HOPKINS	UB Refund	8.56
3502	JAMES MASCHKE	UB Refund	37.63
3503	KAYLA RILEY	UB Refund	35.33
3504	PEYTON SCHLUCKEBIER	UB Refund	56.02
3505	NICHOLAS TELLIER	UB Refund	29.14
3506	TIM VANHOUSEN	UB Refund	19.12
	IRS-FEDERAL WITHHOLDINGS	FED/FICA TAX	122.44
3550	UNITED STATES POSTMASTER	AUG.U.B.MAILING/JULY USEAGE	253.69
3589	RETIREMENT PLANS DIVISION	PENSION	1,309.92
3590	OMNIFY BENEFITS	HSA	597.00
	IRS-FEDERAL WITHHOLDINGS	FED/FICA TAX	6,284.72
	NE DEPT OF REVENUE	STATE TAX	909.38
3591	911 CUSTOM	4 RADIO CASES, FLASHLIGHT CASE	509.98
3592	ADAM FORD	LABOR/FARNSTROM 617 D STREET	250.00
3593	AFLAC	JULY SUPPLEMENTAL INSURANCE	1,160.55
3594	ALLO COMMUNICATIONS	210 S. C. INTERNET SERVICE	174.00
3595	AMERITAS LIFE INSURANCE CORP.	SEPT. DENTAL INSURANCE	819.96
3596	ARAMARK	4 INV. SHORTS, MAT & TOWELS	718.82
3597	ASSURED FIRE PROTECTION	FIRE EXTINGUISHERS INSPECTION	719.00
3598	BLACK HILLS ENERGY	POOL GAS SERVICE	537.10
3599	CANON FINANCIAL SERVICES	COPIER PROPERTY TAX/NEBR.	29.74
3600	COMPANY CARE	MYSTIC LAUER PRE-EMP.DRUG SCRE	39.00
3601	CONCRETE WORKS, INC	2&C REPAVE 8' CONCRETE/CURB	12,973.00
3602	CULLIGAN WATER CONDITIONING	SR. CTR. H2O/SOFT	121.75
3603	DAN PEARSON	5-16 THRU 7-26 PLUMB.INSPECTIO	245.00
3604	DAS STATE ACCTG-CENTRAL FINANC	JULY 2023 MONTHLY RADIO FEE	104.00
3605	DATAVIZION	7 COMPUTER SYSTEMS MANAGED	3,317.90
3606	DOLLAR GENERAL-REGIONS 410526	POOL CLEANING SUPPLIES	27.94
3607	FARMERS COOPERATIVE	FUEL/TIRE REPAIRS/TUBE	1,135.82
3608	G & P DEVELOPMENT LANDFILL	.76 TONS SOLID WASTE DISPOSAL	45.60
3609	GREAT PLAINS UNIFORMS LLC	3 POLO'S FOR POLICE DEPT.	133.50
3610	JACK'S UNIFORMS & EQUIPMENT	4 HOLSTERS FOR POLICE DEPT.	580.79

3611	JEO CONSULTING GROUP, INC.	4TH ST.AMEND #2 FINAL DESIGN	46,236.25
3612	JOHN DEERE FINANCIAL	MOWER/TRIMMER OIL/AIR FILTERS	186.49
3613	JR WELDING	SERVIE REPAIR SMALL CO2	57.69
3614	KELLY SUPPLY COMPANY	LINE REPAIRS	107.10
3615	LEAGUE OF NE MUNICIPALITIES	SEPT.2023/AUG.31/24 MEMBERSHIP	874.00
3616	LINCOLN PATIO & AWNING	UMBRELLA TOP REPAIR @ POOL	200.00
3617	MAIN STREET MARKET	JULY 3, 11,28 SR.CTR. MEALS	271.91
3618	MATHESON TRI-GAS,INC	FIRE DEPT. GAS RENTALS	295.12
3619	MEMORIAL HEALTH CARE SYSTEMS	J.ENFIELD 4-13/4-14/23 HOSPITA	2,201.74
3620	MEYER AUTOMOTIVE	LABOR-OIL PRES/SWITCH ASSEMBLY	602.72
3621	MIDWEST AUTO PARTS	OIL FILTERS,AIR FILTERS, BATT.	224.93
3622	MILFORD VOLUNTEER FIRE DEPT.	40 MEMBERS @ \$20.00 EACH	1,197.75
3623	MILFORD PLUMBING INC.	COPPER FITTINGS & BREAKER	2,071.96
3624	MOTION PICTURE LICENSING CORP.	SR.CTR.10-4/23 TO 10/3/24 LIC.	413.64
3625	NASC	9-21/22.SR.CTR.MANAG.WORKSHOP	135.00
3626	NE STATE FIRE MARSHAL AGENCY	ANNU.BOILER INSP/POOL CERTIFIC	36.00
3627	NEBRASKA PUBLIC POWER DISTRICT	1ST ST.ELECT.	8,393.48
3628	NORRIS PUBLIC POWER DIST	NORTH WELL	466.73
3629	ONE CALL CONCEPTS	233 LOCATES MINUS DISCOUNT	188.30
3630	PAVE LLC	WELCH PK.SEALANT/PAVE.DRESSING	21,691.00
3631	PIZZA KITCHEN	JULY 5/JULY 31/SR.CTR.MEALS	1,899.50
3632	REMBOLT LUDTKE LLP	GENERAL LEGAL COUNSEL INV. 61	2,641.00
3633	ROK BROTHER, INC.	POLICE UNIT #3 SPARE ANTENNA	76.55
3634	SAM'S CLUB	CONCESSION CANDY SUPPLIES	471.04
3635	SCHUMACHER ELEVATOR CO.	QTR.MAIN.SR.CTR.ELEV.SEPT/NOV	357.09
3636	SEWARD COUNTY INDEPENDENT	JULY 24/25 BUDGET PRECEEDINGS	15.71
3637	SHAWN CARR	2023 BLUE RIVER UMPIRE FEES	275.00
3638	SID DILLON	ENGINE LIGHT SENSOR/OIL/FILTER	835.98
3639	SUPER SPRAY CAR WASH	50 CAR WASH @2.00 COINS/POLICE	100.00
3640	SUSAN BURKEY	REIM BINGO SUPPLIES	31.30
3641	TCA OUTDOOR POWER	CARB.KIT FOR CONCRETE SAW	19.41
3642	TIM DWORAK	JULY 3/AUG/4 BLDG.INS.MILFORD	1,341.59
3643	TRASH PANDA REFUSE	AUG.POOL TRASH PKUP	49.00
3644	U-SAVE PHARMACY	TEST STRIPS FOR FIREMEN	15.31
3645	OMNIFY BENEFITS	8 EMP.HSA ACCT.@ \$2 EACH ACCT.	16.00
3646	UNIVERSAL PREMIUM	POLICE FUEL	892.85
3647	URIBE REFUSE SERVICES, IN	7-6 RECYCLING/DISPOSAL TRAILER	619.00
3648	VERIZON WIRELESS	FIRE DEPT. PHONE	93.47
3649	WERGIN'S LAWN SERVICE	GRUB FERT.3 BALL FIELDS	1,235.00
3650	WINDSTREAM NEBRASKA INC	CITY OFFICE PHONE	196.00
3651	WYMORE POLICE DEPARTMENT	REIM.BALLISTIC VEST/JORDAN S.	500.00
3653	TYLER LARSEN	UB Refund	23.14
3654	DANNY GEIGER	UB Refund	74.62
3655	CITY OF MILFORD	FUNDRAISER GOLF SCRAMBLE 8-26	900.00
	NE DEPT OF REVENUE	JULY 2022 SALES TAX	1,280.77

	CROUCH RECREATION	CROUCH REC. FINAL PAYMENT	124,623.00
3682	RETIREMENT PLANS DIVISION	PENSION	1,309.92
3683	OMNIFY BENEFITS	HSA	597.00
	IRS-FEDERAL WITHHOLDINGS	FED/FICA TAX	5,644.54
	NE DEPT OF REVENUE	STATE TAX	897.16
	IRS-FEDERAL WITHHOLDINGS	FED/FICA TAX	122.44
3689	ADDISON SAMPLE	LIFEGUARD	87.50
3690	AFLAC	AUG. SUPPLEMENTAL INSURANCE	773.70
3691	ALLO COMMUNICATIONS	CITY PHONE/INTERNET	282.03
3692	AMANDA HROMEK	AUG. TIME FOR REC. COORDINATOR	500.00
3693	AMBER GURNSEY	LIFEGUARD	92.00
3694	AYDENN FREEMAN	LIFEGUARD	92.00
3695	BIG STATE INDUSTRIAL	WIRE TIES, FIRST AID KIT	1,320.30
3696	BLACK HILLS ENERGY	POOL GAS 16 DAYS	27.18
3697	BRECKEN YODER	LIFEGUARD	87.50
3698	BRETT BOUSQUET	LIFEGUARD	92.00
3699	CANON FINANCIAL SERVICES	8-1 TO 8-31 COPIER CONTRACT	165.00
3700	CAPITAL ONE (WALMART)	SR.CTR. GROCERIES	827.48
3701	CARD SERVICE CENTER	POOL EQUIPMENT	3,499.80
3702	CONNER PSYCHOLOGICAL SER.	PRE-EMP. J.SCHACHTSCHABEL	425.00
3703	CULLIGAN WATER CONDITIONING	LIB. BOTTLE WATER/COOLER RENTAL	40.75
3704	DEARBORN GROUP	SEPT. FIREMENS DEATH/DISABILIT	92.88
3705	DEMCO, INC	BOOK COVERS, LABELS, PROTECTORS	966.72
3706	DRAGONFLY	JUNE 8-JULY 27-141 SR. MEALS	810.75
3707	EAKES OFFICE SOLUTIONS	PAPER/PUR.ORDER BKS, TABLET HO	230.28
3708	ELECTRONIC CONTRACTING CO	FIXED PARTIAL FIRE ALARM INSP.	175.00
3709	EMC INSURANCE COMPANIES	INS.ENDORS.ADD SPLASH PAD	279.00
3710	EMILY KENNING	LIFEGUARD	92.00
3711	FIRST WIRELESS, INC.	2 PAGERS/5 BATTERY PACKS	930.00
3712	GREEN THUMB LAWN SERV. LLC	CITY PARK-4 MOW, 7-10/7-31	2,350.00
3713	HAILEY JONES	POOL OP/LIFEGUARD	127.50
3714	HANNAH REYNOLDS	LIFEGUARD	92.00
3715	HARTMANN CONSTRUCTION LLC	7.93 TONS CRUSHED CONCRETE	176.32
3716	HAWKINS INC.	CHEMICALS	2,585.00
3717	INGRAM LIBRARY SERVICES	8 INVOICES FOR LIBRARY BOOKS	1,213.14
3718	IZABELLE YEACKLEY	LIFEGUARD	87.50
3719	JACKSON TOOVEY	LIFEGUARD	68.50
3720	JR WELDING	VALVE WRENCH REPAIR	25.00
3721	JULIE KROESE	LIFEGUARD	92.00
3722	KAITLIN KONTER	LIFEGUARD	90.00
3723	KELLY HANEY	6 YOGA SESSIONS SR.CTR.8-2/16	120.00
3724	KELLY SUPPLY COMPANY	PVC COUPLING, PIPE, CEMENT	61.96
3725	LILLY KENNING	LIFEGUARD	92.00
3726	MAIZIE KOLB	LIFEGUARD	87.50
3727	MARIAN EICHER	REIM.PIES SR.CT.FUNDRAISER	150.00

3728	MEDICA HEALTH PLAN	SEPT. HEALTH INSUR-FULLTIME	6,325.86
3729	MIKE MORITZ	8- 7LB. BAGS ICE SR.CTR.	14.32
3730	MILFORD A/C & APPLIANCE, INC.	PART.PAY.ICE MACHINE-FIRE DPT.	5,027.50
3731	MILFORD PLUMBING INC.	LITTLE SUMP PUMP	595.01
3732	NATIONWIDE	SURETY BOND/EMPLOYEE THEFT BON	275.00
3733	NE PUBLIC HEALTH ENV. LAB	WATER TESTING	504.00
3734	NEBRASKA FIRE SPRINKLER	SR. CTR, FIRE SPRINKLER SERV.	957.00
3735	NEWMAN TRAFFIC SIGNS	60X48' AQUATIC SIGN	402.00
3736	REBEKAH FREY	4 HRS. CLEANING, 8-13 & 8-27	100.00
3737	SARAH REYNOLDS	LIFEGUARD	92.00
3738	SEWARD COUNTY INDEPENDENT	PUB.HEAR. CATERING-UPTOWN TAV.	11.78
3739	SUSAN TRABERT	REIM. BINGO SUPPLIES	31.30
3740	SWEET CANVAS CAKES	2 9X13 CAKES FOR SR.CTR.	56.00
3741	THE SPRINKLER GUY	INS.23 ZONES SPRINKLERS/CITYP	16,500.00
3742	GARY TESELLE	G.TESELLE 8-31-23	600.00
3743	URIBE REFUSE SERVICES, IN	MAINT. SHOP	332.00
3744	VERIZON WIRELESS-P-CITY OFFICE	BLD.INS.PHONE	24.17
3745	VERIZON WIRELESS	PHONE SERV.	149.60
3746	WESTIN DELONG	LIFEGUARD	92.00
3747	WINDSTREAM NEBRASKA INC	LIBRARY PHONE/2 MO.	409.01
3748	YOUR PC EXPRESS	34 HRS/\$100/HR.IT CONSULTING	3,400.00
3749	ZITO MEDIA	AUG.1/AUG. 31 FIRE DEPT. INTER	6.09
	Total Payroll On: 7/31/23		23,535.70
	Total Payroll: 8/01/23		738.78
	Total Payroll: 8/14/23		22,909.23
	Total Payroll: 8/28/23		19,088.73
	Total Payroll: 9/01/23		738.78
			397,672.96
3640	SUSAN BURKEY	VOID CHECK	-31.30
			397,641.66

PUBLIC HEARING: To hear testimony in favor of, or opposition to, and to answer questions in relation to request for a Class K Catering License, VS Investments Inc. dba Sheri's Grill & Bar, 503 1st Street.

Mayor Kelley opened the Public Hearing at 7:10 pm. Robert Struwe noted the State of NE allows 6 per year and they have 9-10 scheduled already. The license is under Sheri's Grill & Bar but they are in the process of changing the dba to Uptown Tavern. With no further questions or comments from the board or public, Mayor Kelley closed the public hearing at 7:12 pm.

CURRENT BUSINESS:

Consider Class K Catering License for VS Investments Inc. dba Sheri's Grill & Bar, 503 1st Street. A motion was made by Roth and seconded by Keib to approve the Class K Catering License for VS Investments Inc @ 503 1st Street. Roll call vote: Roth yes, Keib yes, DeLong yes, Freeman yes. Motion carried.

Request for Agenda Item: Ethel Svoboda, Question and comments regarding August 1st agenda item (e) Consider extending swimming aerobics at pool beyond the season. Ethel Svoboda thanked the Mayor and Council for allowing her to speak at the meeting. She noted positive attributes to the water aerobics class; good cardio workout, easier on

the joints/body, socializing and creating friendships. It is sponsored by the Sr. Center but is open to anyone.

Some of the reasons not to extend the class which were noted from last month's meeting: Cost – no real answer given.

Pending Certified Pool Operator – Asked Councilmember Keib if she received any pay last season? She replied, No, I did not.

Ethel noted she was a town board member and she knows the city does not make any money running a pool. Why do we do it? It provides a service to the community of all ages. Place to go and cool off, take lessons, group parties, exercise and socialization. Also provides employment for managers and lifeguards in the community.

Pool Staff were unable to clean the pool at the end of the year, which led to issues of it not being clean when the pool season started. Councilmember Freeman noted the pool house was a disaster and they didn't have time to clean it before opening day. Ethel noticed this year that majority of the cleaning was done by an employee and not pool staff. The pool is closed for 9 months she thought some cleaning could be accomplished in that time frame. Pool Board discussed the issue and it was decided that they would not stay open as long as last year. The understanding of the pool board was that there was no interest in extending the season. She did not think anyone checked with the water aerobics instructor. The Pool Board also discussed meeting the required pool regulations which were not noted in their approved minutes.

Ethel directed a comment to Mayor Kelley: She felt he was very unprofessional and bullying in his comments to Councilmember Keib. She felt he owed her an apology.

Mayor Kelley responded: Regarding the question about Councilmember Keib receiving payment as a Pool Operator. She was not authorized to obtain a Pool Operator License and the city reimbursed her for the Pool Op Cert. She was not at the budget meeting when the pool budget was discussed to address these specific comments regarding pool operation cost. She was tasked as liaison over the pool the past couple years and in that time frame the cost continued to rise. When previous councilmembers were over the pool, cost was decreased.

Extending the pool season for a group of individuals where the compensation received is relatively low, required factors to be analyzed. Mayor Kelley wished he had researched those statistics prior to last month's meeting. He apologized for not having those available. He is not against keeping the pool open longer for a group of individuals, but his job is to make sure that the city is being good fiscal stewards of public dollars. He understands the importance of aerobics and has had a vision of a community center in Milford since coming on as a council member. After visiting with Gary and researching expenses, it appears the cost to extend the pool season is relatively low. His biggest concern for everyone during aerobics is safety. It ultimately boils down to having someone on site that is qualified to perform the duties necessary.

Regarding the State regulations for a Class A pool, someone with a Pool Operator Certificate must be present and further investigation conducted with our Insurance Company noted that anyone holding that certification meets the requirement. That individual does not have to be employed as staff. We can plan ahead for next year.

The Pool Board meets in March and will include the Sr. Center Board to discuss cost and extension of the season.

Keib commented regarding the cleaning, she was told there might have been a pipe backup that caused some of the problems. She was raised to leave things better than you found them. She swept out the office area, cleaned under benches, sprayed down bathrooms and made sure everything was clean.

Regarding the Pool Operator Certification. She did go on her own to get the Pool Operator Cert. She spoke with Jeanne about it and asked if the city would reimburse her. If they were willing to and they needed a Pool Op she would be willing to get it and not ask for a wage. As far as being reimbursed and paid to be down there – no she wasn't. Did the city pay for her pool operator certificate – yes, they did. Pool costs did go up due to an increase in lifeguard wages. Prices have gone up over the years. Keib is still willing to be a Pool Operator at no cost to the city.

Consider hiring full-time maintenance employee and setting wage. Gary TeSelle recommended hiring Tanner Paap at \$17.50 per hour with a .50 increase per certification. A motion was made by DeLong and seconded by Roth to approve hiring Tanner Paap as a full-time maintenance employee at \$17.50 per hour with a .50 increase per certification pending background check and pre-employment drug screening. Discussion: Mayor Kelley questioned if he had any certifications thru his previous employer? An evaluation can be conducted after 6 months. Roll call vote: DeLong yes, Roth yes, Freeman yes, Keib yes. Motion carried.

SCCDP Annual Report: Jonathan Jank with SCCDP thanked the Council for their financial investment and time towards the organization. He also thanked Mayor Kelley personally for serving as the Vice Chair on the Board of Directors. Jonathan briefly reviewed the Public Sector funding Agreement. Milford's annual investment was \$12,200.00 which was spent toward the operations of SCCDP according to NE Statute. The public funds are segregated in a separate bank account. The funds have only been used for the purpose of Economic Development. In 2022 the SCCDP completed an annual private sector fundraising membership drive and conducted job performance evaluations of the present CEO. Annual audits have been conducted within 60 days of June 30, 2023, meeting compliance of this agreement. Jonathan would like the city to consider renewing support for Economic Development of the new Funding and Membership Agreements. He shared a quote from Evan Clark with Hoppe Development. Document attached.

Board Chair Matt Howe expressed his gratitude of being a Board member. One of the biggest things he has seen with the organization is the building of a very strong team throughout the county which supports all the efforts. He greatly appreciates the support of Milford in the past and continued support. He has seen the fruits of these efforts through Workforce Housing, Childcare, Workforce Development. Jonathan's team is always setting the bar higher, recently SCCDP became one of 6 accredited Chambers in the State of NE. Each community has their own strengths which make Seward County Strong.

Jonathan noted the funding request last year increased 3% and they are asking again this year for a 3% increase. They are operating on a budget deficit. The total funding request for Milford is \$12,566.00.

Councilmember Freeman stated, she appreciates all the hard work that SCCDP does for Milford and the County.

Mayor Kelley noted it would be hard pressed to find another county working as hard as Seward County. Jonathan and his team provide amazing opportunities to improve all of Seward County. They bring ideas, opportunities, and the companies they engage to explore Seward County are amazing. Thank you!

1. Consider SCCDP Funding Agreement request for 2023-2024

2. SCCDP Annual Membership Agreement

A motion was made by Keib and seconded Freeman to move forward with the SCCDP Funding Agreement for 2023-2024 and the SCCDP Annual Membership Agreement. Roll call vote: Keib yes, Freeman yes, DeLong yes, Roth yes. Motion carried.

RESOLUTIONS AND ORDINANCES:

RESOLUTION NO. 653 - NEBRASKA CLASS (Cooperative Liquid Assets Securities System) Investment Pool Program for local governments.

A motion was made by DeLong and seconded by Roth to table this item to a later meeting allowing the council to research a bit. Roll call vote: DeLong yes, Roth yes, Freeman yes, Keib yes. Motion carried.

ORDINANCE NO. 973 – AN ORDINANCE OF THE CITY OF MILFORD, NEBRASKA AMENDING THE CITY OF MILFORD ZONING MAP TO PROVIDE FOR A CHANGE OF ZONE FROM R1 TO MIXED USE CORRIDOR OVERLAY DISTRICT FOR A PARCEL GENERALLY LOCATED IN THE NORTHEAST QUARTER (NE1/4) OF SECTION ELEVEN (11), TOWNSHIP NINE (9) NORTH, RANGE THREE (3) EAST OF THE SIXTH P.M., SEWARD, COUNTY, NEBRASKA, AS MORE PARTICULARLY DESCRIBED HEREIN.

A motion was made by Keib and seconded by Roth to approve Ordinance No. 973 as read. A motion was made by Keib and seconded by Roth to suspend the rules to waive the three readings. Roll call vote: Keib yes, Roth yes, DeLong yes, Freeman yes. Motion carried. With no further discussion, roll call on the original motion: Keib yes, Roth yes, DeLong yes, Freeman yes. Motion carried.

ORDINANCE NO. 974 – AN ORDINANCE OF THE CITY OF MILFORD, NEBRASKA, AMENDING MILFORD MUNICIPAL CODE SECTION 10-117 TO MODIFY THE STARTING TIME AT WHICH BEER CAN BE SOLD WITHIN CITY LIMITS ON SUNDAYS.

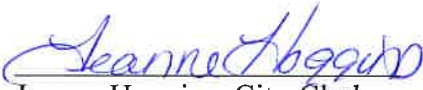
Mayor Kelley noted the request for change better reflects State Statute changing from 10:00 am to 6:00 am. The Golf Course is an attraction to our community. These hours will better serve tournaments hosted at the golf course.

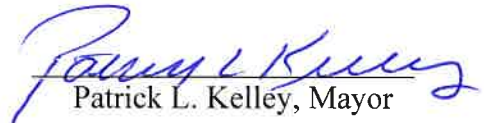
A motion was made by DeLong and seconded by Freeman to approve Ordinance No. 974 as read.

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

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

ADJOURNMENT: A motion was made by Keib and seconded by Freeman to adjourn the meeting. Roll call vote: Keib yes, Freeman yes, DeLong yes, Roth yes. Motion carried and meeting adjourned at 8:08 pm.


Jeanne Hoggins, City Clerk

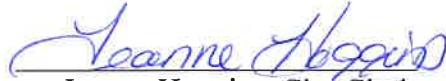

Patrick L. Kelley, Mayor

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 September 5, 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

SEWARD COUNTY DEVELOPMENT PROJECTS 2022-2023



"Jonathan and the Seward County Chamber & Development Partnership (SCCDP) played an invaluable role in the redevelopment of the First Street Flats in Milford. Their assistance and investment granted Hoppe Development the resources needed to bring new life to a previously vacant nursing center by affording 21 new rental units in the community. Seward County and its communities are fortunate to have an organization and the leadership of SCCDP to provide this level of support!"

Evan Clark, Hoppe Development

ECONOMIC DEVELOPMENT

- Supported Beck's Hybrids expansion project by Goehner through TIF application (\$20,200,000 investment and 30 jobs to be created); gained approval from Seward County Commissioners to pursue submitting Nebraska Department of Transportation Economic Opportunity Program application to support paving county road next to Beck's site with 75% grant of \$84,397.12.
- Fundraised local matching funds, wrote grants for, and currently manages a \$1.26 million Rural Workforce Housing Fund in Seward County. All funds were disbursed in 2022 to four different housing projects in Milford (First Street Flats), Seward, and Utica (Bronco Heights Subdivision). This will create 91 new housing units with a total investment of \$15,753,190.
- Developing new SCCDP-owned 14-lot residential subdivision called, "Bronco Heights" (former Utica Care Center). Final plat and Tax Increment Financing (TIF) applications were unanimously approved by Utica Planning Commission and Utica Village Trustees.
- Engaged local donors to contribute \$378,000 for the next round of Rural Workforce Housing Funds (RWHF). The Nebraska Department of Economic Development selected SCCDP for a \$756,000 RWHF grant to create a total \$1.134 million revolving loan fund (anticipated to develop 70+ new housing units in Seward County).
- Distributed \$78,500 of Coronavirus Response and Relief Supplemental Appropriations (CRRSA) funding. This is serving more kids by partnering with existing childcare service providers to expand their capacity through offering 12 new infant spots, 10 school-age spots, and overnight care to support second and third shift workers.
- Selected to distribute next round of \$73,700 grant funds from CRRSA to sustainably increase service capacity of local childcare providers.
- Partnering with ALLO to apply for \$5,000,000+ Nebraska Capital Projects Fund for constructing additional fiber optic in rural Seward County.
- Finalized the master plan for Pitsch Site in Seward, which is a 92.76-acre commercial development property, through a NPPD Site Ready Assistance Program grant of \$4,600.
- Selected for NPPD Site Ready Assistance Program grant of \$4,200 for Schulz Site in Seward, which is a 24-acre commercial development property to conduct master planning due diligence activities.
- Awarded \$500 microgrant to support Concordia University's Catalyst Competition, which includes a business plan pitch contest for students and community members during the school year.
- Applied and received BNSF Certified Site designation for Seward/Lincoln Regional Rail Campus to become the only BNSF Certified Site in Nebraska.
(<https://www.bnsf.com/newsmedia/newsreleases/newsrelease.page?relId=bnsf-railway-announces-four-new-certified-sites>)

"For us logistically, it made a lot of sense to come to Nebraska. We have been discussing it for years. Nebraska has been trying to get WCR here for 18 years. Once we started the process with Jonathan and the Seward County Chamber & Development Partnership, it made choosing Seward as our location to build a very easy choice."

Nathan Foster, Regional Sales Manager, WCR

SEWARD COUNTY DEVELOPMENT PROJECTS 2022-2023



"The SCCDP has been an excellent partner to Centennial Public Schools. This partnership has allowed our students to have an in-depth look at many potential careers that are close to home through internships and career fairs. They also have partnered with our communities to develop much needed housing, with one of the developments being created in close proximity to our school. The work of the SCCDP helps keep our best and brightest in Seward County through their support of local businesses and increased housing options."

Seth Ford, Centennial Public Schools Superintendent

COMMUNITY DEVELOPMENT

- Executed on Perkins Basic Grant (\$37,194.40 over three years) in partnership with Educational Services Unit 6 (ESU 6) through workforce development initiatives including hosting career fairs with each of our Seward County High Schools (Centennial, Milford, and Seward), coordinating internships, job shadowing, mock interviews, and teacher externships.
- Selected for an additional three years of the Perkins Basic Grant with ESU 6 (\$30,000 total) to conduct future workforce development initiatives.
- Filmed 17 career experience videos with Seward County businesses and organizations to feature local employers and the job opportunities they offer. These videos are shown in schools across Seward County.
- Hosted the first annual Gathering on the Bricks on September 24-25, 2022, celebrating local arts, culture and talent. The event highlighted live music and dance performances, authors, illustrators, and artists, and a farm-to-table tasting event with food by local chefs featuring local ingredients and a wine or beer pairing.
- Organized the 12th annual Seward Christmas Festival on November 26, 2022 that welcomed thousands of attendees in historic downtown Seward. Over 824 children visited Santa and Mrs. Claus during the holiday season.
- Coordinated SCCDP's Annual Awards Banquet to celebrate the accomplishments of members, business leaders, and citizens in Seward County on January 30, 2023.
- Presented with Concordia University business plan class students to Utica community leaders on December 12, 2022 about feasibility of building a Utica senior care facility (Green House Project concept).
- Installed lighting (Illuminate Seward campaign) on 10 historic downtown buildings with new LEDs in 2022.
- Participated in Seward County Gives from May 1-5, 2023 for the Illuminate Seward project to replace silhouette lights in downtown Seward, which raised \$3,192.33. Also, supported Seward 4th of July Celebration Committee to raise money for new speaker system in downtown Seward, which raised \$2,758.75.
- Sold \$64,834 in gift cards (2,104 individual cards) since the beginning of the Seward County Gift Card Program in June 2022. There are 50 participating businesses across Seward County.
- Launched and completed the first Seward County Rising Stars Leadership Development Program to create a training opportunity for next generation leaders to grow their skills and network. This supports local businesses to engage their employees and start to address their succession planning needs.
- Selected to join the Nebraska Children and Families Foundation's Communities for Kids Initiative. This gives access to grant funds of \$10,000 for three consecutive years to invest in supporting local childcare providers to increase their quality of care.

"Nebraska Children & Family Foundation along with SCCDP has provided me the opportunity to update my Family Day Care Home 1 with supplies and safety needs. Jacob has been pursuing other funding opportunities for my additional expenses. The funding has helped to support Seward County economic growth in children within my childcare expansion. My in-home visit with Jonathan and Jacob help persuade me on how important the need for childcare was in Seward and how we all need to support each other."

Karen Sabatka, Family Childcare Home 1 Service Provider

FUNDING AGREEMENT

THIS AGREEMENT is made and entered into this 5th day of September 2023, by and between the CITY OF MILFORD, NEBRASKA, a municipal corporation, hereinafter referred to as the CITY, and the SEWARD COUNTY CHAMBER & DEVELOPMENT PARTNERSHIP, a Nebraska nonprofit corporation, hereinafter referred to as the SCCDP.

RECITALS:

WHEREAS, the parties desire to enter into a mutually beneficial Funding Agreement for the purpose of promoting economic development in the City of MILFORD, Nebraska, and throughout Seward County, Nebraska.

NOW, THEREFORE, in consideration of the foregoing recitals and the terms and conditions hereinafter set forth, the parties hereto agree as follows:

1. The City and the SCCDP agree to enter into this Funding Agreement for the promotion of economic development as set forth above on the basis of the City's fiscal year which commences October 1, 2023 and ends September 30, 2024.

2. The City agrees to fund the promotion of economic development by paying to the SCCDP the sum of TWELVE THOUSAND FIVE HUNDRED AND SIXTY-SIX and No/100ths Dollars (\$12,566.00) subject to the following requirements:

(i) The SCCDP shall place all funds received pursuant to this Agreement in a separate segregated economic development fund ("the Public Economic Development Fund"); and

(ii) The SCCDP shall use all funds received pursuant to this Agreement only for the purpose of "encouraging immigration, new industries, and investment and to conduct and carry on a publicity campaign, . . . and advertising the various agricultural, horticultural, manufacturing, commercial, and other resources, including utility services of the City," all in accordance with **Neb. Rev. Stat. § 13-315** (Reissue 2012), a copy of which is attached hereto and marked as Exhibit "A"; and

(iii) The SCCDP shall have in place private sector fundraising and shall in good faith use all best efforts to have completed an annual membership drive by December 31, 2023; and

(iv) The SCCDP shall have conducted a job performance evaluation of the SCCDP President & CEO on or before December 31, 2023; and

3. As a way of ensuring the City's funds will be used in compliance with **Neb. Rev. Stat. § 13-315**, a designee of the City and a designee of the SCCDP shall reconcile and audit the Public Economic Development Fund annually. The fiscal year end reconciliation and audit shall be completed within sixty (60) days of June 30, 2024. If there are funds remaining in the Public Economic Development Fund at fiscal year end, the funds for any authorized expenditures which accrued during

the fiscal year, but which have not yet been paid for, may be retained by the SCCDP to pay the same. Any funds remaining after accounting for the authorized accrued expenses as provided herein shall be retained by SCCDP and considered as part of the City's next fiscal year appropriation should one be made by the City for the SCCDP.


4. At the expiration date of this Funding Agreement on September 30, 2024, the parties hereto shall either enter into a new Agreement for the ensuing fiscal year or this Agreement shall terminate and the end of year reconciliation and audit shall be accomplished as provided for in Paragraph 3 above.

IN WITNESS WHEREOF, the parties hereto have executed the foregoing Agreement in duplicate the date and year first above written.

CITY OF MILFORD, NEBRASKA, a
Municipal Corporation,


City Mayor

ATTEST:


City Clerk

Approved as to form: _____
City Attorney

SEWARD COUNTY CHAMBER & DEVELOPMENT
PARTNERSHIP, a Nebraska Nonprofit Corporation

Chairperson

**PUBLIC MEMBERSHIP AGREEMENT OF
SEWARD COUNTY CHAMBER & DEVELOPMENT PARTNERSHIP**

Whereas in accordance with the Bylaws of SEWARD COUNTY CHAMBER & DEVELOPMENT PARTNERSHIP (the "Partnership"), the terms of membership for the City of Seward of Seward, Nebraska ("Seward"), the County of Seward, Nebraska, (the "County") the City of Milford, Nebraska ("Milford") and the Village of Utica, Nebraska ("Utica"), are to be set forth in a Membership Agreement; and

Whereas, the Board of Directors of the Partnership has established the terms of membership for Public (Anchor) Members and desires that they be set forth in a Membership Agreement with each such Member;

NOW THEREFORE, the Partnership and the undersigned agree as follows:

1. In accordance with the terms of a Funding Agreement between Seward and the Partnership, Seward will make a financial contribution of \$73,760 to the Partnership for the fiscal year running from October 1, 2023 through September 30, 2024. As a result of such payment, Seward shall be an Anchor Member in good standing of the Partnership with the rights and obligations provided herein and in the Bylaws, including specifically, the right to name one (1) Director as set forth in the Bylaws.

2. In accordance with the terms of a Funding Agreement between the County and the Partnership, the County will make a financial contribution of \$60,100 to the Partnership for the fiscal year running from July 1, 2023 through June 30, 2024. As a result of such payment, the County shall be an Anchor Member in good standing of the Partnership with the rights and obligations provided herein and in the Bylaws, including specifically, the right to name one (1) Director as set forth in the Bylaws.

3. In accordance with the terms of a Funding Agreement between Milford and the Partnership, Milford will make a financial contribution of \$12,566 to the Partnership for the fiscal year running from October 1, 2023 through September 30, 2024. As a result of such payment, Milford shall be an Anchor Member in good standing of the Partnership with the rights and obligations provided herein and in the Bylaws, including specifically, the right to name one (1) Director as set forth in the Bylaws.

4. In accordance with the terms of a Funding Agreement between Utica and the Partnership, Utica will make a financial contribution of \$6,556 to the Partnership for the fiscal year running from October 1, 2023 through September 30, 2024. As a result of such payment, Utica shall be an Anchor Member in good standing of the Partnership with the rights and obligations provided herein and in the Bylaws, including specifically, the right to name one (1) Director as set forth in the Bylaws.

5. For so long as the Public entities listed above are Members in good standing of the Partnership, each such entity shall be entitled to vote on all matters raised at meetings of the Members of the Partnership. Each Public entity shall designate a person to represent that Public entity at meetings of the Members and shall vote on behalf of the Public entity at each meeting of the Members.

6. The term of this Membership Agreement shall begin at the start of each Public Member's fiscal year in 2023 and terminate at the end of their fiscal year in 2024, provided, however, that each year, the parties will negotiate in good faith for the renewal of this Agreement (as a combined Agreement or as separate agreements with Seward, Milford, Utica, and the County) for an additional term upon such terms as the parties shall then agree.

IN WITNESS OF THE FOREGOING, the parties have signed this Agreement effective as of the 5th
day of September, 2023.

CITY OF MILFORD, NEBRASKA

By: 
Mayor

Date: 9/6/23

SEWARD COUNTY CHAMBER &
DEVELOPMENT PARTNERSHIP

By: _____
Chairperson

Date: _____

ORDINANCE NO. 973

AN ORDINANCE OF THE CITY OF MILFORD, NEBRASKA AMENDING THE CITY OF MILFORD ZONING MAP TO PROVIDE FOR A CHANGE OF ZONE FROM R1 TO MIXED USE CORRIDOR OVERLAY DISTRICT FOR A PARCEL GENERALLY LOCATED IN THE NORTHEAST QUARTER (NE1/4) OF SECTION ELEVEN (11), TOWNSHIP NINE (9) NORTH, RANGE THREE (3) EAST OF THE SIXTH P.M., SEWARD, COUNTY, NEBRASKA, AS MORE PARTICULARLY DESCRIBED HEREIN.

WHEREAS, the purpose of the Milford Zoning Regulations is to promote the health and general welfare of the community, to lessen congestion in streets, to secure safety from fire and other dangers; to provide adequate light and air; to promote the distribution of population, land classifications, and land development to support provisions for adequate transportation, water flows, water supply, drainage, sanitation, recreation, and other public requirements; to protect property against blight and depreciation; and to secure economy in governmental expenditures;

WHEREAS, Neb. Rev. Stat. § 19-904 provides that the legislative body of cities of the second class shall provide for the manner in which building zones, regulations, and district boundaries shall be determined, established, and enforced, and from time to time amended, supplemented, or changed;

WHEREAS, Neb. Rev. Stat. § 19-904 provides that the City Council shall provide for the manner in which zoning regulations and district boundaries shall be determined, established, and enforced, and from time to time amended, supplemented, or changed; provided, however, that such amendments shall not become effective until after separate public hearings by the Planning Commission and City Council, public notice of which shall have been published in a newspaper of general circulation at least one (1) time, ten (10) days prior to such hearing;

WHEREAS, Neb. Rev. Stat. § 19-915 provides that zoning district boundaries defined with reference to a zoning map may be changed, modified, or terminated, by an appropriate amendatory action which describes the changed, modified, terminated, or created zone or districts or part thereof by legal description or metes and bounds, and without republishing the original zoning map as a part of the amendatory action and without setting forth and repealing the entire section or ordinance adopting the rezoning maps, or a part of the zoning map, as a part of the amendatory action;

WHEREAS, the requirements for amendment of district boundaries have been fulfilled;

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

Section 1: That the official zoning map of the City of Milford, Nebraska, be amended to change the following described parcel from zone R1 Low Density Residential District to zone MUC Mixed Use Corridor Overlay District:

Part of the Northeast Quarter (NE¼) of Section Eleven (11), Township Nine (9) North, Range Three (3) East of the Sixth P.M., Seward County, Nebraska, being described as follows: Beginning at the Northeast Corner of Tax Lot 54, as platted in said Northeast Quarter, thence S00°00'00"W (assumed bearing) on the East Line of said Tax Lot 54, a distance of 139.66 feet to the Southeast Corner of said Tax Lot 54; thence continuing S00°00'00"W, a distance of 214.99 feet to a point on the easterly extension of the centerline of the alley between Tax Lots 65 and 66; thence S89°15'08"E on said easterly extension, a distance of 216.00 feet; thence N00°00'00"E parallel with the East Line of said Tax Lot 54, a distance of 354.24 feet to a point on the North Line of a parcel of land previously described by Deed Book 83, page 23, thence N89°08'36"W on said North Line, a distance of 216.00 feet to the point of beginning, containing 1.76 acres, more or less.

A map of the zone change is attached hereto and incorporated herein by reference as Exhibit A.

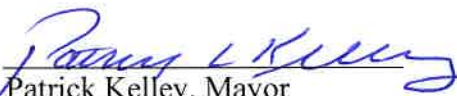
Section 2: That all ordinances, resolutions and Code sections or portions thereof in conflict herewith are hereby repealed to the extent of this amendment.

Section 3: That this ordinance shall be in full force and effect from and after its passage, approval, and publication as provided by law and shall be published in pamphlet form.

PASSED AND APPROVED THIS 5TH DAY OF SEPTEMBER 2023.

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

BY:


Patrick Kelley, Mayor

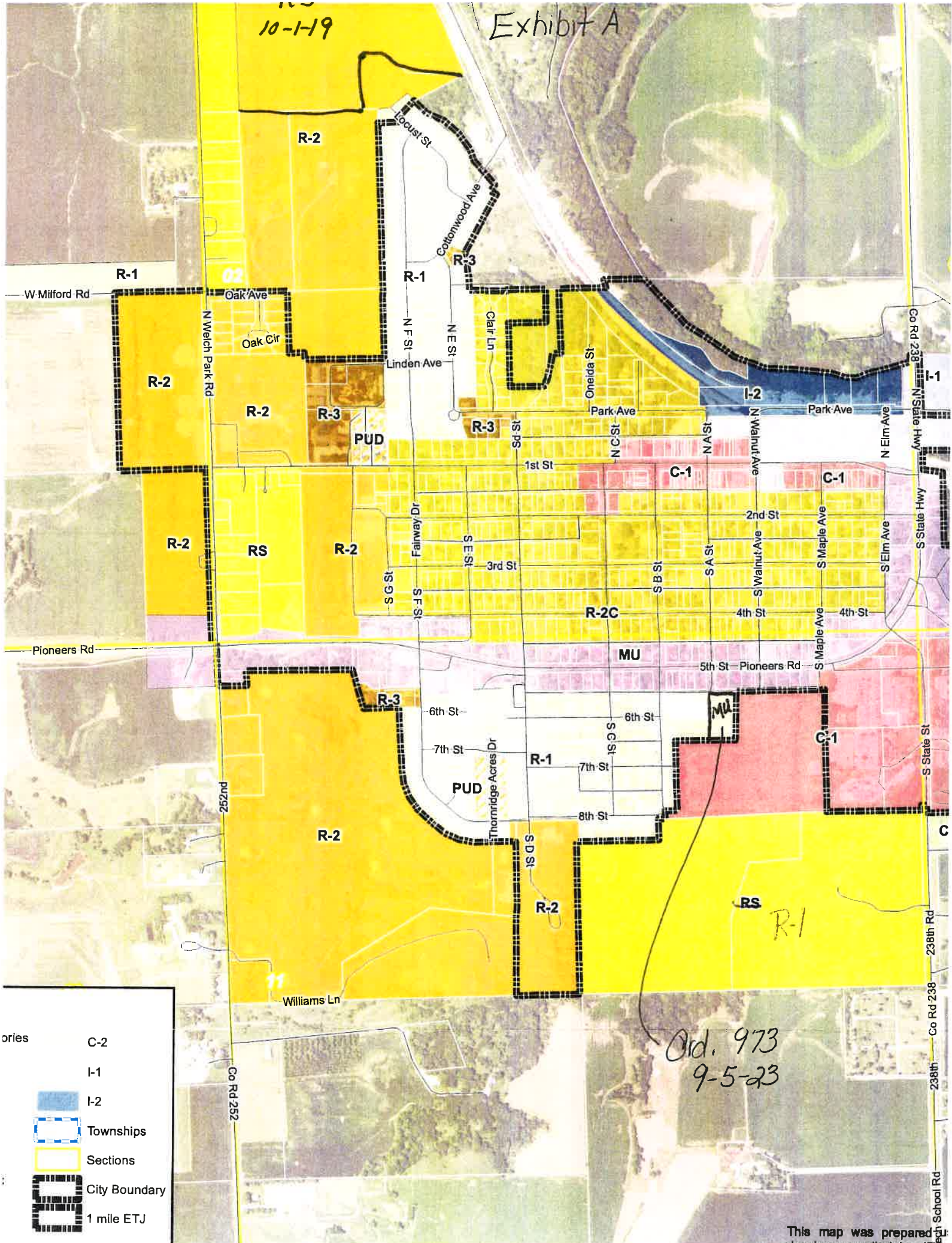
ATTEST:


Jeanne Hoggins, City Clerk



10-1-19

Exhibit A



- ories
- C-2
 - I-1
 - I-2
 - Townships
 - Sections
 - City Boundary
 - 1 mile ETJ

ORDINANCE NO. 974

AN ORDINANCE OF THE CITY OF MILFORD, NEBRASKA, AMENDING MILFORD MUNICIPAL CODE SECTION 10-117 TO MODIFY THE STARTING TIME AT WHICH BEER CAN BE SOLD WITHIN CITY LIMITS ON SUNDAYS.

WHEREAS, Milford Municipal Code § 10-117 sets forth certain requirements related to the days and times during which alcoholic liquor, beer, and wine can be sold within the municipal limits of the City of Milford, Nebraska (the "City") for both on and off premises consumption; and

WHEREAS, the City finds it expedient and in the best interest of the City to amend portions of Code § 10-117 to change the starting time on Sundays at which beer can be sold within the City limits.

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

Section 1: That Milford Municipal Code § 10-117 shall be repealed in its entirety and replaced with the following in lieu thereof:

§ 10-117 ALCOHOLIC BEVERAGES; HOURS OF SALE.

It shall be unlawful for any licensed person or persons or their agents to sell any alcoholic beverages within the Municipality except during the hours provided herein:

HOURS OF SALE

Alcoholic Liquors (except beer and wine)

Secular Days

Off Sale. 6:00 A.M. to 1:00 A.M.

On Sale. 6:00 A.M. to 1:00 A.M.

Sundays

Off Sale. 10:00 A.M. to 1:00 A.M.

On Sale. 12:00 Noon to 1:00 A.M.

Beer and Wine

Secular Days

Off Sale. 6:00 A.M. to 1:00 A.M.

On Sale. 6:00 A.M. to 1:00 A.M.

Sundays

Off Sale. 6:00 A.M. to 1:00 A.M.

On Sale. 6:00 A.M. to 1:00 A.M.

No person or persons shall consume any alcoholic beverages on licensed premises for a period of time longer than fifteen (15) minutes after the time fixed herein for stopping the sale of alcoholic beverages on the said premises.

Nothing in this section shall be construed to prohibit licensed premises from being open for other business on days and hours during which the sale or dispensing of alcoholic beverages is prohibited by this section.

Section 2: That all Ordinances and Code provisions or portions thereof in conflict herewith are hereby repealed to that extent.

Section 3: That this Ordinance shall be in full force and effect from and after publication as required by law and shall be published in pamphlet form.

PASSED AND APPROVED THIS 5TH DAY OF SEPTEMBER 2023.

CITY OF MILFORD, NEBRASKA

BY: *Patrick Kelley*
Patrick Kelley, Mayor

ATTEST:

Jeanne Hoggins
Jeanne Hoggins, City Clerk

