

MILFORD CITY COUNCIL
 REGULAR MEETING
 MAY 11, 2020
 6:30 PM

The Milford City Council met in regular session May 11, 2020 at 6:30 p.m. in the Community Center Board Room.

Iowa Code Section 21.4 requires that each Council meeting shall be held at a place reasonably accessible to the public and at a time reasonably convenient to the public, unless for good cause such a place or time is impossible or impracticable. Given the Governor's prohibition on gatherings of ten or more persons during the COVID19 outbreak and further given Section Nine of the Governor's March 19, 2020 proclamation suspending the regulatory provisions of Iowa Code §§ 21.8, 26.12, and 414.12, or any other statute imposing a requirement to hold a public meeting or hearing, the City Council has determined that a meeting at a physical place is impossible or impracticable and all Council meetings for the time being will be conducted electronically with the public allowed to attend per the instructions on this agenda. Meeting minutes will continue to be provided per the City's normal course of business. The agenda and the City's website had this message posted more than 24 hours in advance to give instructions on how others could participate in the meeting.

Mayor Steve Anderson presided.

Members present: Chris Hinshaw, meeting electronically Aaron Gebhart, Doug Frederick, Andy Yungbluth and Jason Eckard

Absent: None.

Others present: Deputy City Clerk Carrie Funk, Mayor Steve Anderson, Kent Eilers and Bob Clark. Funk and Anderson were also available electronically along with Tom Sporrer, Caley Holman and Steve Schwaller.

Steve Anderson led the Pledge of Allegiance.

Motion by Yungbluth second by Eckard to approve the agenda. Voting aye: Hinshaw, Gebhart, Frederick, Yungbluth and Eckard. Nay: None. Motion carried.

Motion by Yungbluth second by Hinshaw to approve consent agenda. Voting aye. Hinshaw, Gebhart, Frederick, Yungbluth and Eckard. Nay: None. Motion carried.

Items on the Consent Agenda were as follows:

- Minutes of April 27, 2020 meeting
- Liquor license renewal Dollar General
- Monthly bills- approve and bills paid in vacation

AFLAC	AFLAC PRE TAX	\$1,020.54
ALLIANT ENERGY	SIGN UTILITY	\$24.77
ALPHA WIRELESS COMM. CO.	PD ANTENNA	\$16.50
AMAZON/SYNCB	LIBRARY SUPPLIES	\$166.47
AMY'S SIGN DESIGN	PARKS MAGNETIC SIGNS	\$124.00
ARNOLD MOTOR SUPPLY	APRIL INVOICES	\$1,087.51
ARTHUR J. GALLAGHER & CO	FULLER AIRPORT INSURANCE	\$2,449.00
BAKER & TAYLOR INC.	LIBRARY BOOKS	\$1,578.50
BECK ENGINEERING INC	E19072 AIRPORT RNWAY PRJCT	\$4,825.00
BERNING, SHELLY	LIBRARY BRD MTG 5/6/20	\$25.00
BLACK HILLS ENERGY	FIRE DEPT UTILITY	\$301.68
BOMGAARS	PARKS SUPPLIES	\$3,796.46
BRINKS CONSULTING	APRIL SERVICES	\$1,287.30
BROWN SUPPLY	PW BUILDING MAINT	\$252.90
C & B OPERATIONS, LLC	PARKS MOWER PARTS	\$351.71
C & B OPERATIONS, LLC LP	2020 PARKS GATOR LEASE	\$2,250.00
CAMPUS CLEANERS	PD RUG SERVICES	\$100.15
CAMPUS CLEANERS	LIBRARY SERVICES	\$37.40
CANON FINANCIAL SERVICES	LIBRARY COPIER	\$71.83
CARD SERVICES CENTER	FIRE DEPT TIRE	\$606.03
CENTRAL STATES SOUTHEAST & SOU	EE HEALTHCARE	\$20,836.20
CLARK, BOB	PD HAND SANITIZER	\$48.15
COLEMAN, VAUGHN	MARCH/APRIL AIRPORT JANITORIAL	\$100.00
COLLABORATIVE SUMMER LIBR	LIBRARY SUPPLIES	\$124.35
COOKINHAM, JEFF	REPLACE OF UNCASHED 2/10/20 CK	\$50.00
COOPERATIVE ENERGY COMPANY	APRIL FUEL INVOICES	\$1,865.57
CUTTING EDGE SALES & SERVICE	PARKS SUPPLIES	\$103.89
CYBRARIAN CORPORATION	LIBRARY ANNUAL SUBSCRIPT RENE	\$749.95
DANNATT, MARY	5/7/20 COMM CTR MTG	\$25.00
DEMCO	LIBRARY SUPPLIES	\$187.56
DENNIS E MERRY	APRIL JANITORIAL	\$1,700.00
DICKINSON COUNTY CONSERVATION	APRIL GREENWASTE	\$980.00
DICKINSON COUNTY GIS	MILFORD PARCELS	\$53.24
DICKINSON COUNTY TRAILS	FY2020 ADMIN FEE	\$6,570.00
DOTSON, DENNIS	LIBRARY BRD MTG 5/6/20	\$25.00
FFRS	FIRE DEPT YEARLY SUBSCRIPT	\$774.07
FOCUS POLY INC	PARKS DOG POT BAGS	\$152.70
FOX INTERNATIONAL INC.	PW SHOP SUPPLIES	\$32.86
FRANKLIN, ELAINE	LIBRARY BRD MTG 5/6/20	\$25.00
GALE	LIBRARY BOOKS	\$33.74
GANO, JOANN	LIBRARY BRD MTG 5/6/20	\$25.00
GENERAL DRIVERS UNION	UNION DUES	\$431.00

GENERAL TRAFFIC CONTROLS	PED TRAFFIC SIGNAL EQUIP	\$1,093.32
GENERAL TRAFFIC CONTROLS	TRAFFIC SIGNAL SERVICE	\$1,105.40
GREAT LAKES MOTOR COMPANY	FIRE DEPT 12RAM ALIGNMENT	\$72.75
GREMS, JILL	COMM CTR CXL TO COVID	\$75.00
HEMPHILL, LINDA	5/7/20 COMM CTR MTG	\$25.00
IA DEPT OF PUBLIC SAFETY	ONLINE WARRANT SYSTEM	\$300.00
INTERNAL REVENUE SERVICE	FED/FICA TAX	\$8,047.63
INTERNAL REVENUE SERVICE	FED/FICA TAX	\$9,209.04
INTERSTATE ALL BATTERY CENTER	FIRE DEPT BATTERY	\$187.80
IOWA LAKES ELECTRIC COOP	PHEASANT LN LIGHTING	\$709.00
IPERS	IPERS REGULAR	\$11,123.23
JAYCOX IMPLEMENT	PW VEHICLE MAINT	\$166.46
JCL SOLUTIONS-JANITORS CLOSET	PARKS COVID SUPPLIES	\$211.12
JOHNSON, DEB	LIBRARY BRD MTG 5/6/20	\$25.00
JUNIOR LIBRARY GUILD	LIBRARY BOOKS	\$669.90
KEIZER, ROBB	5/7/20 COMM CTR MTG	\$25.00
KILTS, RICK	LIBRARY BRD MTG 5/6/20	\$25.00
LAKES NEWS SHOPPER	APRIL ADS	\$105.60
MAXYIELD COOPERATIVE	FIRE DEPT FUEL	\$93.01
MCCREA, JIM	5/7/20 COMM CTR MTG	\$25.00
MED COMPASS	FIRE DEPT HAZMAT/FIT TEST	\$3,045.00
MENARDS - SPENCER	PARKS SUPPLIES	\$755.15
MID-AMERICAN RESEARCH CHEMICA	PW SHOP SUPPLIES	\$146.00
MIDAMERICA BOOKS	LIBRARY BOOKS	\$37.90
MIDWEST FIRE EQUIPMENT & REPAI	FIRE DEPT KITTED TANK TO PUMP	\$760.72
MILFORD COMMUNICATIONS	FIRE DEPT INTERNET/TV	\$765.10
MILFORD MUNICIPAL UTILITY	APRIL UTILITIES	\$7,703.66
MPH INDUSTRIES INC.	STEP PROGRAM RADAR	\$1,812.00
NAAB, DEBRA	REFUND CXL TO COVID	\$75.00
NWIPDC	UPDATE EE HANDBOOK CONTRACT	\$2,049.00
ORTMAN, RICH	5/7/20 COMM CTR MTG	\$25.00
OVERDRIVE INC.	LIBRARY BOOKS	\$568.34
PATERSON CONSTRUCTION	FLORENCE PARK ADDITION	\$15,242.75
PETE HOWE INDUSTRIAL INC.	TELEVISION LINE	\$1,125.00
PIPER SANDLER & CO.	AGENT FOR FY19-GO BONDS	\$1,000.00
POMP'S TIRE SERVICE, INC.	FIRE DEPT TIRE	\$572.00
R & D INDUSTRIES	SERVICE AGREEMENT	\$1,229.63
RICK'S PEST CONTROL	FIRE STATION SERVICES	\$95.00
WEDEKING, SAM	FLORENCE PARK WATER/SEWER INST	\$10,930.00
SECURE BENEFITS SYSTEMS	EE FSA CONTRIBUTIONS	\$375.64
SEEDERS, LORI	COMM CTR CXL COVID	\$75.00
SPENCER AUTO PARTS INC.	APRIL PARKS SUPPLIES	\$311.50
STEARNS, PAIGE	COVID 19 PLEXIGLASS	\$176.49
STEIN LAW OFFICE	LEGAL SERVICES	\$2,049.36
STOREY KENWORTHY	OFFICE/PW/PD SUPPLIES	\$186.45
SUNSHINE FOODS	LIBRARY SUPPLIES	\$54.45
TEAM ENTERPRISES	BACK STOPS	\$1,099.98
THE SHERWIN-WILLIAMS CO.	STREET MAINT	\$2,773.03
TREAS. - STATE OF IOWA	QRTLY SALES TAX	\$2,023.00
TREASURER, STATE OF IOWA	STATE TAX	\$2,760.00
TRIPLE S SERVICE LLC	TREE REMOVAL	\$600.00
TRUE VALUE-MILFORD	APRIL INVOICES	\$759.04
U.S. BANK EQUIP FINANCE	CITY HALL COPIER	\$210.19
UNITED COMMUNITY BANK FOR PETT	LIBRARY PETTY CASH	\$12.29
VERIZON WIRELESS	CELL/LAPTOP SERVICES	\$565.02
WILLIAMS, RON	PARK RES CXL TO COVID	\$50.00
Accounts Payable Total		\$150,578.98
Payroll Checks		\$49,979.18
***** REPORT TOTAL *****		\$200,558.16

Paid from the following funds: General Fund: 115,077.30; Road Use Tax: 20,835.54; Employee Benefits: 16,929.42; Hotel Motel Tax: 6,570.00; Capitol Project- Reserve: 15,000.00; Florence Park Shelter House: 11,172.75; Airport Runway Project: 1,970.00; Sewer Utility Fund: 11,602.16; Storm Water Utility Fund: 1,400.99

Monthly Clerk's/Treasurers Report with the following receipts: General Fund: 462,916.17; Road Use Tax: 33,910.39; Employee Benefits; 131,926.01; Hotel/Motel Tax: 7.90; TIF: 255,660.76; LMI Fund: 51.32; Debt Service: 94,586.69; Capitol Equipment (LOST) 39.48 ; Capital Project Reserve: 53,241.49; Sewer Utility: 25,799.81; Storm Water Utility: 9,883.17

CITIZEN OPPORTUNITY FOR COMMENT

Citizen Tom Sporrer requested to speak on behalf of the family that formerly owned property 1009 9th Street; with response to the letter to the editor submitted by Mayor Anderson. Sporrer commented what the City did with 1009 9th Street was not eminent domain but it was the same principle as what the Okoboji Community School District is doing with the Brinkley residence. The City wanted the 1009 9th Street property, but the family did not want to sell. Because the family understood what the City was trying to do and in the greater good of the City they decided to sell. Tom Sporrer is willing to sit down and have a more detailed conversation with anyone who wishes to do so.

REPORTS

Board/Commission Reports

Council reviewed the April Bank Cash report, Clerks/Treasurer report, Monthly Expense and Revenue reports, Police report, Fire Department call log and minutes. April minutes from Community Center, Park Board and Library along with a draft opening plan and Dickinson County Sanitary Landfill Commission minutes and Treasurer's report.

PUBLIC HEARING

Public hearing on ordinance amending the Code of Ordinances of the City of Milford, Iowa, by amending Chapter 41.12A, the fireworks regulations, concerning the use of consumer fireworks on private property during limited hours only on July 3rd and 4th in Milford, Iowa at 6:30 p.m.

Mayor Anderson opened the public meeting at 6:37 p.m. City Administrator Reinsbach mentioned no written comments were received at the City Clerk's office. With no other comments from the public Mayor Anderson closed the public hearing at 6:37 p.m.

ACTION AND DISCUSSION ITEMS

First consideration of ordinance amending the Code of Ordinances of the City of Milford, Iowa, by amending Chapter 41.12A, the fireworks regulations, concerning the use of consumer fireworks on private property during limited hours only on July 3rd and 4th in Milford, Iowa.

Motion by Yungbluth second by Eckard to approve first reading of **Ordinance 5-11-20** ordinance amending the Code of Ordinances of the City of Milford, Iowa, by amending Chapter 41.12A, the fireworks regulations, concerning the use of consumer fireworks on private property during limited hours only on July 3rd and 4th in Milford, Iowa. Roll call vote. Voting aye: Hinshaw, Gebhart, Frederick, Yungbluth and Eckard. Nay: None. Motion carried

Consider waiving the second and third reading and passage of ordinance amending the Code of Ordinances of the City of Milford, Iowa, by amending Chapter 41.12A, the fireworks regulations, concerning the use of consumer fireworks on private property during limited hours only on July 3rd and 4th in Milford, Iowa.

Motion by Yungbluth second by Eckard to waive the second and third reading of **Ordinance 5-11-20** ordinance amending the Code of Ordinances of the City of Milford, Iowa, by amending Chapter 41.12A, the fireworks regulations, concerning the use of consumer fireworks on private property during limited hours only on July 3rd and 4th in Milford, Iowa. Roll call vote. Voting aye: Hinshaw, Gebhart, Frederick, Yungbluth and Eckard. Nay: None. Motion carried

Motion by Yungbluth second by Eckard to adopt **Ordinance 5-11-20** amending the Code of Ordinances of the City of Milford, Iowa, by amending Chapter 41.12A, the fireworks regulations, concerning the use of consumer fireworks on private property during limited hours only on July 3rd and 4th in Milford, Iowa. Roll call vote. Voting aye: Hinshaw, Gebhart, Frederick, Yungbluth and Eckard. Nay: None. Motion carried

First consideration of ordinance amending the Code of Ordinances of the City of Milford, Iowa, by amending Chapter 69, the parking regulations, concerning parking in city parks in Milford, Iowa.

Motion by Yungbluth second by Gebhart to approve first reading of **Ordinance 5-11-20A** ordinance amending the Code of Ordinances of the City of Milford, Iowa, by amending Chapter 69, the parking regulations, concerning parking in city parks in Milford, Iowa. Roll call vote. Voting aye: Hinshaw, Gebhart, Frederick, Yungbluth and Eckard. Nay: None. Motion carried

Consider waiving the second and third reading and passage of ordinance amending the Code of Ordinances of the City of Milford, Iowa, by amending Chapter 69, the parking regulations, concerning parking in city parks in Milford, Iowa.

Motion by Gebhart second by Frederick to waive the second and third reading of **Ordinance 5-11-20A** ordinance amending the Code of Ordinances of the City of Milford, Iowa, by amending Chapter 69, the parking regulations, concerning parking in city parks in Milford, Iowa. Roll call vote. Voting aye: Hinshaw, Gebhart, Frederick, Yungbluth and Eckard. Nay: None. Motion carried

Motion by Yungbluth second by Gebhart to adopt **Ordinance 5-11-20A** amending the Code of Ordinances of the City of Milford, Iowa, by amending Chapter 69, the parking regulations, concerning parking in city parks in Milford, Iowa. Roll call vote. Voting aye: Hinshaw, Gebhart, Frederick, Yungbluth and Eckard. Nay: None. Motion carried

Approve transient merchant license for Caley Holman-Girdl Cheese

Motion by Yungbluth second by Eckard to approve transient merchant license for Caley Holman-Girdl Cheese Roll call vote. Voting aye: Hinshaw, Gebhart, Frederick, Yungbluth and Eckard. Nay: None. Motion carried

Discussion on city staff working remote and meeting via Zoom due to COVID-19 pandemic

After some discussion a motion by Yungbluth second by Eckard to allow the city office staff working remotely to have the option to return to working together in the city office. Roll call vote. Voting aye: Hinshaw, Frederick, Yungbluth and Eckard. Nay: Gebhart. Motion carried. After some discussion concerning city council meetings a motion by Eckard second by Yungbluth to setup future council meetings in community center to comply with social distancing rule with the option of council members to physically attend meeting or to attend via Zoom. Roll call vote. Voting aye: Hinshaw, Gebhart, Frederick, Yungbluth and Eckard. Nay: None. Motion carried.

Discuss moving the normal second monthly council meeting to May 26th due to Memorial Day

Motion by Hinshaw second by Yungbluth to move the last meeting of the month to May 26th due to Memorial Day. Roll call vote. Voting aye: Hinshaw, Gebhart, Frederick, Yungbluth and Eckard. Nay: None. Motion carried

Resolution setting public hearing amending Chapter 63 the speed regulations concerning speed city parks, parking lots, cemeteries and alley ways in Milford, Iowa

Motion by Yungbluth second by Gebhart to approve **Resolution 20-26** Resolution setting public hearing amending Chapter 63 the speed regulations concerning speed in city parks, parking lots, cemeteries and alley ways in Milford, Iowa. Roll call vote. Voting aye: Hinshaw, Gebhart, Frederick, Yungbluth and Eckard. Nay: None. Motion carried. The public hearing will be May 26th, 2020 at 6:30 p.m.

COMMENTS BY MAYOR, COUNCIL, AND STAFF

Deputy City Clerk informed the council the Transient Permit for Big Acai Bowl is requesting permission to add GrapeTree Medical Staffing parking lot to the approved permit. GrapeTree Medical Staffing has provided a document allowing Big Acai Bowl to park in their parking lot. Councilman Gebhart requested Mayor Anderson to draft a letter concerning the release of restrictions on city employees for communication to city employees. In honor of Peace Officers Memorial Day and Police week Mayor Anderson thanked Police Chief Bob Clark and his staff for all that they do. Mayor Anderson communicated to the council the Infrastructure Committee had met and are working on a plan on how to address 13th Street or A34 east of Hwy 71.

With no other discussion, motion to adjourn by Eckard second by Yungbluth at 6:56 p.m. All voting aye. Motion carried.

Respectfully submitted,

Steven R. Anderson, Mayor

Carrie Funk, Deputy City Clerk