

MILFORD CITY COUNCIL
REGULAR MEETING
MARCH 22, 2021
6:30 PM

The Milford City Council met in regular session March 22, 2021 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, Aaron Gebhart, Andy Yungbluth, Jason Eckard and meeting electronically Doug Frederick

Absent: None

Others present: Mayor Steve Anderson, City Administrator LeAnn Reinsbach, Jason Eygabroad and Ben Groen of Beck Engineering and via Zoom LeAnn Reinsbach, Mayor Anderson, Don Brinkley, Steve Schwaller, and KICD News. Steve Anderson led the Pledge of Allegiance.

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

Councilman Frederick noted there was an oversight in the March 8th minutes in which his name was listed voting aye on the Approving the agreement between NWIPDC and City of Milford Shield program and he was absent from the meeting. Motion by Hinshaw second by Eckard to approve consent agenda noting the change from the March 8, 2021 minutes. Voting aye: Hinshaw, Gebhart, Frederick, Yungbluth and Eckard. Nay: None. Motion carried.

Items on the Consent Agenda were as follows:

- Minutes of March 8, 2021 council meeting
- Liquor license renewal for Luverne Supermarket Inc, DBA Sunshine Foods

CITIZEN OPPORTUNITY FOR COMMENT

PUBLIC HEARING

Public hearing FY2022 budget at 6:30 p.m.

Mayor Anderson opened the public meeting at 6:32 p.m. City Administrator LeAnn 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 6:33 p.m.

Public hearing on proposal to enter into a General Obligation Corporate Purpose Loan Agreement not to exceed \$900,000 at 6:35 p.m.

Mayor Anderson opened the public meeting at 6:35 p.m. City Administrator LeAnn 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 6:36 p.m.

ACTION AND DISCUSSION ITEMS

Resolution approving the FY2022 budget

Motion by Yungbluth second by Gebhart to approve **Resolution 21-32** Resolution approving FY2022 budget. Roll call vote. Voting aye: Hinshaw, Gebhart, Frederick, Yungbluth and Eckard. Nay: None. Motion carried

Resolution taking additional action on proposal to enter into a loan agreement, combining loan agreements, authorizing the use of a preliminary official statement in connection therewith and providing for the levy of taxes to pay the same.

Motion by Hinshaw second by Eckard to approve **Resolution 21-26** Resolution taking additional action on proposal to enter into a loan agreement, combining loan agreements, authorizing the use of a preliminary official statement in connection therewith and providing for the levy of taxes to pay the same. Roll call vote. Voting aye: Hinshaw, Gebhart, Frederick, Yungbluth and Eckard. Nay: None. Motion carried

Resolution approving change order #2 for the 2020 City of Milford Alley Reconstruction project.

Motion by Eckard second by Hinshaw to approve **Resolution 21-33** Resolution approving change order #2 for the 2020 City of Milford Alley Reconstruction project. Roll call vote. Voting aye: Hinshaw, Gebhart, Frederick, Yungbluth and Eckard. Nay: None. Motion carried

Resolution setting the Milford Utility Board compensation

Motion by Yungbluth second by Eckard to approve **Resolution 21-34** Resolution setting the Milford Utility Board compensation. Roll call vote. Voting aye: Hinshaw, Gebhart, Frederick, Yungbluth and Eckard. Nay: None. Motion carried

Update on proposed Drainage District No. 50 Improvement Project.

Jason with Beck Engineering gave an update in regards to DD#50. There has been on going emails between Jacobson-Westergard, Beck Engineering and Bolten & Menk who is representing MMU due to a couple of water lines that lie within the scope of the project. The biggest concern from the city's standpoint is the plans currently show three storm sewers on the east side of P Avenue and the city would like to see it narrowed down to one. The other concern is who

would assume jurisdiction over the drainage project once completed. Mayor Anderson commented he would like to sit down and have face to face meeting with county officials and engineers working on the project.

Update on Millstone Park Project.

Councilman Hinshaw reported this spring Cindy Feldman and Matt Loerts are going to get together and decide on what kind of bushes or plants need to be replaced. There are some pieces of flat rock that need to be replaced and also talked about adding a few more electrical outlets to accommodate the christmas lights along with possibly adding a flag pole. Hinshaw also mentioned the committee decided that there will be no projectors due to the size and the cost. Because the projectors were initially part of the project that was submitted as part of the CAT Grant, those funds will not come back as part of the project.

Review and possibly approve Transient Merchant License- A Mouthful.

There were concerns that the applicant was operating without a license on February 20, 2021. After some discussion Motion by Yungbluth second by Eckard to approve Transient Merchant License- A Mouthful with the understanding the applicant does not conduct business within the City limits of Milford in the future without a permit. In doing so it may jeopardize further approvals. Voting aye: Hinshaw, Gebhart, Frederick, Yungbluth and Eckard. Nay: None. Motion carried.

Consider waiving the second and third reading and passage of an ordinance amending the Code of Ordinances of the City of Milford, Iowa by amending Chapter 35.03 regarding approval by the City Council of member of the Fire Department.

Motion by Yungbluth second by Hinshaw to waive the second and third reading of **Ordinance 3-8-21A** an Ordinance amending the Code of Ordinances of the City of Milford, Iowa by amending Chapter 35.03 regarding approval by the City Council of member of the Fire Department. Roll call vote. Voting aye: Hinshaw, Frederick, Yungbluth and Eckard. Abstain: Gebhart. Nay: None. Motion carried

Motion by Hinshaw second by Gebhart to adopt **Ordinance 3-8-21A** an Ordinance amending the Code of Ordinances of the City of Milford, Iowa by amending Chapter 35.03 regarding approval by the City Council of member of the Fire Department. Roll call vote. Voting aye: Hinshaw, Frederick, Yungbluth and Eckard. Abstain: Gebhart. Nay: None. Motion carried.

Set public hearing on FY2021 budget amendment for April 26, 2021 at 6:30 p.m.

Motion by Yungbluth second by Gebhart to set public hearing on FY2021 budget amendment for April 26, 2021 at 6:30 p.m. All voting aye. Motion carried.

COMMENTS BY MAYOR, COUNCIL, AND STAFF

City Administrator Reinsbach mentioned that there were 7 attendees at the informational meeting held at the Community Center on March 16th at 5:00 p.m. Also, there will be an open house April 14th from 5:00 -6:00 pm at Florence Park for the addition to the shelter house. Mayor Anderson spoke about a document that he received in regards to the 2020 Census and the response rate for our area 69.8% exceeded the regional standard of 67%.

With no other discussion, motion to adjourn by Gebhart second by Hinshaw at 7:16 p.m. All voting aye. Motion carried.

Respectfully submitted,

Steven R. Anderson, Mayor

LeAnn Reinsbach, City Administrator/Clerk