

CITY COUNCIL
 REGULAR MEETING
 NOVEMBER 8, 2021
 6:30 PM

The Milford City Council met in regular session November 8, 2021 at 6:30 p.m. in the Community Center Board Room. Mayor Steve Anderson presided.

Members present: Doug Frederick, Aaron Gebhart, and Andy Yungbluth.

Absent: Jason Eckard and Chris Hinshaw (Hinshaw called in at 7:15)

Others present: City Administrator LeAnn Reinsbach, Public Works Director Kent Eilers, Police Chief Bob Clark, John Hight, Ben Groen, Jason Eygabroad, Mary Dannatt, Don Brinkley, Andy Wolf, Andrew Fisher, Todd Abrahamson, Darren Bumgarner, Cara Elbert, Carol Sporrer, Corey Harguth and Steve Schwaller.

Mayor 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.

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

Items on the Consent Agenda were as follows:

- Minutes of October 25, 2021 council meeting
- Monthly bills as listed below: (approved) and bills paid in vacation

AFLAC	AFLAC PRE TAX	939.42
INTERNAL REVENUE SERVICE	FED/FICA TAX	10164.28
INTERNAL REVENUE SERVICE	FED/FICA TAX	10947.20
IPERS	IPERS REGULAR	12505.51
SECURE BENEFITS SYSTEMS	EE FSA CONTRIB	378.44
TREASURER, STATE OF IOWA	STATE TAX	3260.00
AT&T MOBILITY	PD CELL/LAPTOPS	430.55
CARD SERVICES CENTER	OCTOBER INVOICES	523.90
CITY OF SPENCER	COOP TESTING AUG 21	183.72
COOPERATIVE ENERGY COMPANY	SEPTEMBER FUEL	660.25
COOPERATIVE ENERGY COMPANY	OCTOBER INVOICES	970.75
GRAHAM TIRE COMPANY	PD TIRES	584.04
HOSS, JESSE	HOSS CLOTHING REIMBURSEMENT	187.75
LAKES NEWS SHOPPER	OCT ADS	193.20
MILFORD COMMUNICATIONS	BROADBAND/PHONE SERVICES	133.09
MYHRE, MATT	TRAVEL/FOOD REIMBURSE	150.66
R & D INDUSTRIES	TECH SERVICES	1183.50
SHIELD TECHNOLOGY CORP	FY 22 PD SOFTWARE SUPPORT	1542.50
TRUE VALUE-MILFORD	OCTOBER INVOICES	70.65
BECK ENGINEERING INC	13TH ST LIFT STATION IIMPROVE	10110.00
ALPHA WIRELESS COMM. CO.	FIRE DEPT REMOTE SPEAKER MIC	66.25
ALPHA WIRELESS COMM. CO.	FD MINITOR V1 INST SAFE	2598.60
ARNOLD MOTOR SUPPLY	SUPPLIES	27.58
FIRE SERV TRAINING BUREAU	FD SUPPLIES/SCHOOL	236.15
MILFORD COMMUNICATIONS	FIRE DEPT CABLE/INTERNET	235.97
MILFORD MUNICIPAL UTILITY	OCTOBER UTILITY	652.67
RICHARD L. COOKE	FIRE DEPT SERVICES	35.00
STEINKAMP, RYAN	REIMBURSEMENT COMPUTER PART	58.84
TRUE VALUE-MILFORD	OCTOBER INVOICES	11.99
ARNOLD MOTOR SUPPLY	SUPPLIES	119.78
BECK ENGINEERING INC	CITY SERVICES	5887.50
BOMGAARS	PW SUPPLIES	101.95
BOYER TRUCKS	VECHICLE MAINTENANCE	1394.57
CARD SERVICES CENTER	OCTOBER INVOICES	18.99
COOPERATIVE ENERGY COMPANY	SEPTEMBER FUEL	1786.42
COOPERATIVE ENERGY COMPANY	OCTOBER INVOICES	1024.59
FASTENAL	PW SHOP SUPPLIES	105.71
GALEN'S PRO-MOW	STREET DEPT VEHICLE MAINTENANC	30.24
JAYCOX IMPLEMENT	OCTOBER INVOICES	908.48
MENARDS - SPENCER	PW SUPPLIES	35.91
MID-AMERICAN RESEARCH CHEMICA	PW SUPPLIES	105.12
MID-IOWA SOLID WASTE EQUIPMENT	VECHICLE MAIN-SWEEPER	721.83
MILFORD COMMUNICATIONS	BROADBAND/PHONE SERVICES	49.90
MILFORD MUNICIPAL UTILITY	OCTOBER UTILITY	183.95
NEWMAN SIGNS, INC.	PW STREET MAINT	163.53
R & D INDUSTRIES	SERVICE AGREEMENT	295.37
WEDEKING, SAM	STREET MAINT	530.00
SANFORD HEALTH	ANNUAL HEARING TESTS	136.57
SPENCER AUTO PARTS INC.	VECHICLE MAIN WS PLOW TRUCK	119.59
TEAM ENTERPRISES	PW SHOP SUPPLIES	247.16
TOOL DEPOT	PW SHOP SUPPLIES	85.94
TRUE VALUE-MILFORD	OCTOBER INVOICES	14.92
VANDER HAAG'S INC.	PW-VECHICLE MAIN	226.62
VERIZON WIRELESS	PW/AIRPORT CELL	60.71
IOWA LAKES ELECTRIC COOP	STREET LIGHTING	570.00
MILFORD MUNICIPAL UTILITY	OCTOBER UTILITY	2367.56
MILFORD MUNICIPAL UTILITY	OCTOBER UTILITY	267.93
BARCO MUNICIPAL PROD. INC	PW-SNOW BUDGET	1095.43

BLACKSTRAP, INC.	PW-ROAD SALT	4100.65
COLEMAN, VAUGHN	SEPT & OCT SERVICES	125.00
MILFORD MUNICIPAL UTILITY	OCTOBER UTILITY	113.92
VERIZON WIRELESS	PW/AIRPORT CELL	30.35
COOPERATIVE ENERGY COMPANY	OCTOBER INVOICES	776.15
DICKINSON COUNTY CONSERVATION	OCTOBER GREEN WASTE	880.00
CAMPUS CLEANERS	COMM CTR SERVICE	25.96
MILFORD COMMUNICATIONS	BROADBAND/PHONE SERVICES	101.99
MILFORD MUNICIPAL UTILITY	OCTOBER UTILITY	515.59
RICHARD L. COOKE	CITY HALL SERVICES	10.00
TRUE VALUE-MILFORD	OCTOBER INVOICES	10.74
ARNOLD MOTOR SUPPLY	SUPPLIES	555.97
BOMGAARS	PARKS SUPPLIES	695.39
CARROLL CONSTRUCTION SUPP	PARKS AIR COMPRESSOR	250.00
COOPERATIVE ENERGY COMPANY	SEPTEMBER FUEL	421.01
COOPERATIVE ENERGY COMPANY	OCTOBER INVOICES	483.18
GALEN'S PRO-MOW	PARKS SHARPEN CHAINS/BLADES	70.45
JAYCOX IMPLEMENT	OCTOBER INVOICES	232.83
MENARDS - SPENCER	PARK SUPPLIES	603.27
MILFORD MUNICIPAL UTILITY	OCTOBER UTILITY	410.03
R & D INDUSTRIES	SERVICE AGREEMENT	295.38
TRUE VALUE-MILFORD	OCTOBER INVOICES	68.43
WITTRUCK LAWN SERVICE	CEMETERY MOW 10/3, 10/22	2214.86
CAMPUS CLEANERS	COMM CTR SERVICE	25.96
DANNATT, MARY	COMM MTG 11/03/21	25.00
HEMPHILL, LINDA	COMM CTR MTG 11/03/21	25.00
JCL SOLUTIONS-JANITORS CLOSET	COMM CTR JANITORIAL SUPPLIES	96.26
MCCREA, JIM	COMM CTR MTG 11/03/2021	25.00
MILFORD COMMUNICATIONS	BROADBAND/PHONE SERVICES	18.98
MILFORD MUNICIPAL UTILITY	OCTOBER UTILITY	161.19
ORTMAN, RICH	COMM CTR MTG 11/03/2021	25.00
RICHARD L. COOKE	CITY HALL SERVICES	10.00
TRUE VALUE-MILFORD	OCTOBER INVOICES	10.74
DISPLAY SALES COMPANY	CHRISTMAS LIGHTS	1380.00
ARNDT, MCINTYRE	P&Z MTG 10/05/21	50.00
DICKINSON COUNTY NEWS	SEPTEMBER ADS	42.62
DICKINSON COUNTY NEWS	OCTOBER ADS	34.97
FUNK, JOE	9/28/21 BOARD OF ADJUST	25.00
GALLES, MATT	P&Z MTG 10/05/21	50.00
HOUSEMAN, CHERYL	9/28/21 BOARD OF ADJUST	25.00
JONES, SHERRI	9/28/21 BOARD OF ADJUST	25.00
JORGENSEN, TOM	P&Z MTG 10/05/2021	50.00
LAKES NEWS SHOPPER	OCT ADS	82.80
REETZ, LEEANN	9/28/21 BOARD OF ADJUST	25.00
SEXTON, BRENT	P&Z MEETING 10/05/21	50.00
VERIZON WIRELESS	COUNCIL IPADS	177.22
CARD SERVICES CENTER	OCTOBER INVOICES	68.00
DICKINSON COUNTY NEWS	SEPTEMBER ADS	462.30
DICKINSON COUNTY NEWS	OCTOBER ADS	714.49
DICKINSON RECORDER	RECORDING FEES-ALGER	37.00
GORDON FLESCH COMPANY	LASERFICHE	75.00
GORDON FLESCH COMPANY	LASERFICHE	75.00
GIS WORKSHOP, LLC	FY2022 LICENSE FEE/SUPPORT	4233.00
LAKES NEWS SHOPPER	OCT ADS	186.30
MILFORD COMMUNICATIONS	BROADBAND/PHONE SERVICES	210.66
PURCHASE POWER	POSTAGE	201.00
R & D INDUSTRIES	SERVICE AGREEMENT	1905.38
OFFICE OF AUDITOR OF STAT	AUDIT FILING FEES	625.00
STEIN LAW OFFICE	OCTOBER LEGAL SERVICES	3565.85
AMY'S SIGN DESIGN	LETTERING IN COUNCIL CHAMBERS	400.00
CAMPUS CLEANERS	PD SERVICES	48.23
MENARDS - SPENCER	PW SUPPLIES	136.39
MILFORD MUNICIPAL UTILITY	OCTOBER UTILITY	807.69
OVERHEAD DOOR SALES	PD - REPAIRS	835.00
RICHARD L. COOKE	CITY HALL SERVICES	40.00
TRUE VALUE-MILFORD	OCTOBER INVOICES	21.47
ALLIANT ENERGY	STREET SIGN	21.86
CARD SERVICES CENTER	OCTOBER INVOICES	29.95
SECURE BENEFITS SYSTEMS	EE FSA CONTRIB	29.50
BECK ENGINEERING INC	S SHORE ESTATES RECONSTRUCTION	94530.00
BECK EXCAVATING INC.	P AVE & 13TH PAYMENT #4	29457.00
CERTIFIED TESTING SERVICES INC	P AVE & 13TH ST RECONST	4229.00
DICKINSON COUNTY NEWS	OCTOBER ADS	77.12
MURPHY TRACTOR & EQUIP	PW ROAD GRADER	286839.00
COOPERATIVE ENERGY COMPANY	OCTOBER INVOICES	522.20
IOWA ONE CALL	LOCATES	114.70
IOWA ONE CALL	SEPTEMBER LOCATES	193.20
MICHAEL TODD & CO., INC	SEWER SUPPLIES (CLOTHING)	139.17
MID-IOWA SOLID WASTE EQUIPMENT	VECHICLE MAIN - SWEEPER	53.43
MILFORD COMMUNICATIONS	BROADBAND/PHONE SERVICES	65.76
MILFORD MUNICIPAL UTILITY	OCTOBER UTILITY	789.53
SANFORD HEALTH	ANNUAL HEARING TESTS	45.53
SPENCER AUTO PARTS INC.	VECHICLE MAIN-SEWER	784.49
TREAS. - STATE OF IOWA	QRTLTY SALES TAX	1121.00

MILFORD MUNICIPAL UTILITY	OCTOBER UTILITY	200.00
TREAS. - STATE OF IOWA	QRTL Y SALES TAX	1373.00
Accounts Payable Total		793493.82
Payroll Checks		58273.89
***** REPORT TOTAL *****		851767.71

Paid from the following funds: General Fund: 120,613.83; ARPA Fund: 10,110.00; Road Use Tax: 28,739.71; Capital Street/Sewer Impr: 900.00; Capital Project (LOST): 286,839.00; Capital Project Eilers SS; 1,860.00; Capital Project South Shore: 43,597.12; P Ave Project: 327,786.00; Capitol Project A34 West: 19,250.00; Sewer Utility Fund: 10,499.05; Storm Water Utility Fund: 1,573.00

Monthly Clerk's/Treasurers Report with the following receipts: General Fund: 509,012.04; Road Use Tax: 36,891.12; Employee Benefits: 152,385.33; Hotel/Motel Tax: 1.69; TIF: 292,382.42; LMI Fund: 11.01; Police Forfeiture: 6,810.85; Debt Service: 126,466.78; Capitol Equipment (LOST); 72,819.23; Capital Project Reserve: 22.02; Sewer Utility: 36,345.05; Storm Water Utility: 10,421.51

CITIZEN OPPORTUNITY FOR COMMENT

REPORTS

Board/Commission Reports

Council reviewed the October Bank Cash report, Clerks/Treasurer report, Monthly Expense and Revenue reports, Police report, Fire Department call log and minutes. September minutes from Airport Commission, Park Board, Planning & Zoning Commission and Library along with November events, Shield minutes from June and October Dickinson County Sanitary Landfill Commission minutes.

PUBLIC HEARING

Public hearing to consider a zoning change from AG to 6RS for property owner Jensen Development Company, LLC/ at 6:30 p.m. Mayor Anderson opened the public meeting at 6:33 p.m. City Administrator LeAnn Reinsbach mentioned no written or oral 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 Zoning Ordinance update at 6:35 p.m.

Mayor Anderson opened the public meeting at 6:35 p.m. City Administrator LeAnn Reinsbach mentioned Don Brinkley passed out information during the P&Z meeting. Don also spoke and believes educational facilities should go through the Special Exception use process. Mary Dannatt felt the same. Todd Abrahamsen passed out documentation and wanted to make it very clear despite rumors the school district never approached the city in regards to making any changes to zoning requirements. With no other comments from the public Mayor Anderson closed the public hearing at 6:48 p.m.

ACTION AND DISCUSSION ITEMS

Winther Stave & Co. review of city audit ending June 30, 2021

Carol Sporrer with Winther Stave & Co. reviewed the audit ending June 30, 2020.

YMCA- update with Andrew Fisher

Andrew Fisher with the YMCA spoke about the new Igniting A Healthy Legacy Campaign currently going on and updates on Camp Foster and the Main YMCA Facility. City Administrator Reinsbach asked what they are looking for as funding and Andrew responded \$25,000 over 5-years or whatever the city can do would be greatly appreciated.

Resolution authorizing payment No. 5 to Beck Excavating, Inc. and authorizing change order for the 2021 City of Milford P Ave and 13th Street reconstruction project

Motion by Yungbluth second by Gebhart to approve **Resolution 21-91** Resolution authorizing payment No. 5 to Beck Excavating, Inc. and authorizing change order for the 2021 City of Milford P Ave and 13th Street reconstruction project. Roll call vote. Voting aye: Gebhart, Frederick, and Yungbluth. Nay: None. Motion carried.

Resolution approving change order and authorizing payment #2, the final to Hydro-Klean for the 2021 City of Milford storm sewer and sanitary sewer CIPP lining project

Motion by Gebhart second by Frederick to approve **Resolution 21-92** Resolution approving change order and authorizing payment #2, the final to Hydro-Klean for the 2021 City of Milford storm sewer and sanitary sewer CIPP lining project. Roll call vote. Voting aye: Gebhart, Frederick, and Yungbluth. Nay: None. Motion carried.

Resolution authorizing payment #2 final to Fahrner Asphalt Sealers, LLC for the City of Milford seal coat project

Motion by Yungbluth second by Gebhart to approve **Resolution 21-93** Resolution authorizing payment #2 final to Fahrner Asphalt Sealers, LLC for the City of Milford seal coat project. Roll call vote. Voting aye: Gebhart, Frederick, and Yungbluth. Nay: None. Motion carried.

Resolution authoring final payment to Beck Excavating Inc. and approving change order #4 for the 2020 City of Milford alleyway and frontage road reconstruction project.

Motion by Gebhart second by Frederick to approve **Resolution 21-94** Resolution authoring final payment to Beck Excavating Inc. and approving change order #4 for the 2020 City of Milford alleyway and frontage road reconstruction project. Roll call vote. Voting aye: Gebhart, Frederick, and Yungbluth. Nay: None. Motion carried.

Resolution approving Jensen Development's plat of James and Jack's addition to the City of Milford, IA

Motion by Yungbluth second by Gebhart to approve **Resolution 21-95** Resolution approving Jensen Development's plat of James and Jack's addition to the City of Milford, IA. contingent on final approval city council, staff, city engineer

and city attorney to make sure that all loose ends are cleared up. Voting aye: Gebhart, Frederick, and Yungbluth. Nay: None. Motion carried.

Resolution appointing shared employee for the public works/parks/zoning departments

Motion by Yungbluth second by Frederick to approve **Resolution 21-96** Resolution appointing shared employee for the public works/parks/zoning departments. Roll call vote. Voting aye: Gebhart, Frederick, and Yungbluth. Nay: None. Motion carried.

Ordinance amending the zoning ordinances of the City of Milford, Iowa and approving the rezoning of the herein described property from agricultural (AG) to multi-family residential (6RS)

Motion by Gebhart second by Frederick to approve first reading of **Ordinance 11-7-21** amending the zoning ordinances of the City of Milford, Iowa and approving the rezoning of the herein described property from agricultural (AG) to multi-family residential (6RS). Roll call vote. Voting aye: Hinshaw, Gebhart, Frederick, and Yungbluth. Nay: None. Motion carried

Motion by Gebhart second by Frederick to waive the second and third reading of **Ordinance 11-7-21** amending the zoning ordinances of the City of Milford, Iowa and approving the rezoning of the herein described property from agricultural (AG) to multi-family residential (6RS). Roll call vote. Voting aye: Hinshaw, Gebhart, Fredrick and Yungbluth. Nay: None. Motion carried.

Motion by Yungbluth second by Gebhart to adopt **Ordinance 11-7-21** Ordinance amending the zoning ordinances of the City of Milford, Iowa and approving the rezoning of the herein described property from agricultural (AG) to multi-family residential (6RS) Roll call vote. Voting aye: Gebhart, Frederick, Yungbluth and Eckard. Nay: None. Motion carried

Ordinance amending and replacing the Zoning ordinances of the City of Milford, Iowa.

Motion by Gebhart second by Yungbluth to table any action until there is a full council present. All voting aye. Motion carried.

Iowa Great Lakes Sanitary District Treatment agreement for the James and Jack Addition

Mayor Anderson stepped aside and Mayor ProTem Andy Yungbluth filled in during the agreement process. Motion by Gebhart second by Frederick to approve the Iowa Great Lakes Sanitary District Treatment agreement for the James and Jack Addition. All voting aye. Motion carried.

Accept resignation from Aaron Gebhart

Motion by Yungbluth second by Frederick to approve resignation from Aaron Gebhart. Voting aye. Hinshaw, Frederick, and Yungbluth. Nay: None. Abstain: Gebhart. Motion carried.

Closed session pursuant to Iowa Code 21.5 (1)(j) discuss possible purchase and sale of real estate properties

Motion by Yungbluth second by Gebhart to go into closed session to discuss possible purchase and sale of real estate properties pursuant to Iowa Code 21.5 (1)(j). Roll call vote. Voting aye: Hinshaw, Gebhart, Frederick, and Yungbluth. Nay: None. Motion carried. Council went into closed session at 7:32 p.m. The council come out of closed session at 7:37 p.m. Members present: Hinshaw, Gebhart, Frederick, and Yungbluth. Motion by Yungbluth second by Gebhart to authorize Mayor Anderson, City Administrator Reinsbach to work with City Attorney Dave Stein to move forward on the purchase of property at 1905 Okoboji Avenue for \$435,000.00 and put down \$5000.00 earnest money. All voting aye. Motion carried. The police department will be moving into this location.

COMMENTS BY MAYOR, COUNCIL, AND STAFF

City Administrator Reinsbach informed council budget letter were sent out November 1st and are due back from department heads December 6th, 2021. Gebhart noted he enjoyed his time on the council. With no other discussion, motion to adjourn by Gebhart second by Frederick at 7:41 p.m. All voting aye. Motion carried.

Respectfully submitted,

Steven R. Anderson, Mayor

LeAnn Reinsbach, City Administrator/Clerk