

CITY COUNCIL  
 REGULAR MEETING  
 JUNE 13, 2022  
 6:30 PM

The Milford City Council met in regular session June 13, 2022 at 6:30 p.m. in the East ½ of the Community Center. Mayor Steve Anderson presided.

Members present: Doug Frederick, Shane Hoffman and Andy Yungbluth.

Absent: Chris Hinshaw and Jason Eckard.

Others present: City Administrator LeAnn Reinsbach, Police Chief Bob Clark, Public Works Director Kent Eilers, Jason Eygabroad, City Attorney Dave Stein, Spirit of Okoboji group and several others from the community.

Mayor Anderson led the Pledge of Allegiance.

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

Motion by Yungbluth second by Hoffman approve the consent agenda. Voting aye: Frederick, Hoffman, and Yungbluth. Nay: None. Motion carried.

Items on the Consent Agenda were as follows:

- Minutes of May 23, 2022 council meeting
- Liquor license renewal for Outback Lounge
- Cigarette/Tobacco Permit- Mill Creek
- Cigarette/Tobacco Permit: Luverne Supermarket DBA Sunshine Foods
- Cigarette/Tobacco Permit- Okoboji Avenue Liquor Inc.
- Cigarette/Tobacco Permit: Casey's General Store # 1316
- Cigarette/Tobacco Permit: Brew Oil # 15
- Cigarette/Tobacco Permit: Outback Lounge
- Cigarette/Tobacco Permit: Boji Junction
- Cigarette/Tobacco Permit: Dolgencorp, LLC DBA Dollar General Store #17926
- Monthly bills- approve and bills paid in vacation

A & B BUSINESS SOLUTIONS	COPIER/COPIES	52.67
AFLAC	AFLAC PRE TAX	720.54
ALLIANT ENERGY	1611 1/2 202ND ST SIGN	21.05
ALPHA WIRELESS COMM. CO.	FD MINITOR BELT CLIP	25.00
AMAZON/SYNCB	LIBRARY SUPPLIES	108.78
ANDERSON, GILLIAN	YADO,SRP,PAINT NIGHT REIMBU	296.77
ARNOLD MOTOR SUPPLY	SUPPLIES	1135.66
AT&T MOBILITY	PD CELL/LAPTOPS	429.95
AXON ENTERPRISE, INC.	POLICE CAMERA	3622.86
BAKER & TAYLOR INC.	BOOKS	608.78
BECK ENGINEERING INC	E20086 13TH ST DESIGN ENGINEER	39677.50
BECK EXCAVATING INC.	E20054 P AVE & 13TH PROJECT	110731.33
BLACK HILLS ENERGY	FIRE DEPT SVC	1101.14
BLACK HILLS ENERGY	1809 N AVE	230.34
BOMGAARS	SUPPLIES	208.48
CAMPUS CLEANERS	LIBRARY SANTA SUIT	33.03
CANON FINANCIAL SERVICES	LIBRARY COPIER	71.83
CARD SERVICES CENTER	FIRE DEPT -TRAINING EXPENSES	702.51
CARD SERVICES CENTER	PLANTERS	1432.37
CARD SERVICES CENTER	IMFOA.MPI EXPENSES	1494.22
CARD SERVICES CENTER	MPI ZONING CLASS	195.00
CENGAGE LEARNING	BOOKS	33.74
CENTRAL STATES SOUTHEAST & SOU	EE HEALTHCARE	23572.40
CERTIFIED TESTING SERVICES INC	G6696 SOUTH DRAINAGE PROJ	3773.50
CHRISTIANS SHEET METAL	RUUD UNITS & LIBRARY AREA	650.00
CITY LAUNDERING CO	CITY HALL SVC	70.45
CITY LAUNDERING CO	LIBRARY MAY SVC	37.40
CITY OF ARNOLDS PARK	STOP LIGHT SHARED EXPENSES	1014.25
CITY OF SPENCER	COOP TESTING MARCH 2022	118.75
COLEMAN, VAUGHN	AIRPORT SHED MARCH/APR/MAY	196.00
CONSUMERS LUMBER	BUCHANAN PARK	23.91
COOPERATIVE ENERGY COMPANY	FUEL	5024.37
COPPER COTTAGE	BOILER CLEANING	406.00
CREATIVE PRODUCT SOURCE	LIBRARY SUPPLIES	215.51
DAVE'S REPAIR, INC.	FIRE DEPT - VEHICLE REPAIRS	321.46
DCEMSA	FIRE DEPT - CHARGE PAC	90.00
DENNIS E MERRY	JANITORIAL SVCS	1700.00
DENNIS E MERRY	JANITORIAL SVCS	1700.00
DICKINSON COUNTY NEWS	PUBLICATIONS	323.85
DICKINSON COUNTY REGIONAL	GREEN WASTE	1000.00
DISCOVERY HOUSE INC.	FY22 CONTIBUTION	2000.00
FINDAWAY WORLD, LLC	BOOKS	767.10
GALLS LLC	CLARK UNIFORM ALLOWANCE	17.98
GENERAL TRAFFIC CONTROLS	HWY 71 & 10TH	1040.71
GORDON FLESCH COMPANY	FD LASERFICHE	264.27
GORDON FLESCH COMPANY	LASERFICHE	337.50
GRAHAM TIRE COMPANY	VEHICLE MAINT	38.66
HELLER ENTERPRISES LLC	MILLSTONE PARK SVC	77.93
IA DEPT OF PUBLIC SAFETY	ONLINE WARRENT SYSTEM	300.00
INTERNAL REVENUE SERVICE	FED/FICA TAX	10324.70

INTERNAL REVENUE SERVICE	FED/FICA TAX	9988.70
INTERNAL REVENUE SERVICE	FED/FICA TAX	12267.06
IOWA DEPARTMENT OF NATURAL RES	WSTWTR PERMIT 13TH LIFT STA	100.00
IOWA LAKES ELECTRIC COOP	KUCHEL TRAIL SVC	454.00
IOWA LAKESIDE LABORATORY	PRESENTER BUILDING BOOKWO	50.00
IOWA LEAGUE OF CITIES	HANDBOOKS	80.00
IPERS	IPERS PROTECTN	12532.54
IPERS	IPERS REGULAR	12532.54
JCL SOLUTIONS-JANITORS CLOSET	JANITORIAL SUPPLIES	207.16
LAKES NEWS SHOPPER	MONTHLY ADS	96.60
LIECHTI, KENZIE	PRESENTER SUMMER SHENANIG	50.00
LOFFLER	COPIER/COPIES POLICE DEPT	75.26
M & T FIRE AND SAFETY	FIRE DEPT SUPPLIES	683.10
MED COMPASS	FIRE DEPT - SUPPLIES	2435.00
MENARDS - SPENCER	SOIL	806.40
METICULOUS CLEAN	FIRE DEPARTMENT JANITORIAL	128.40
MID-AMERICAN RESEARCH CHEMICAL	SEWER SUPPLIES	720.90
MILFORD BOY SCOUTS	PRESENTER SUMMER SHENANIGA	50.00
MILFORD COMMERCIAL CLUB	FY22-23	10000.00
MILFORD COMMUNICATIONS	BROADBAND/PHONE	818.50
MILFORD ELECTRIC INC.	AIRPORT RUNWAY LIGHT	110.37
MILFORD MUNICIPAL UTILITY	MAY UTILITIES	6925.64
MUNICIPAL EMERGENCY SERVICES I	FIRE DEPT SUPPLIES	2150.53
NEW COOPERATIVE INC.	FIRE DEPT FUEL	1417.26
NEW COOPERATIVE INC.	FIRE DEPT FUEL	408.73
NEWMAN SIGNS, INC.	STREET SUPPLIES	20.05
NORTHWEST GLASS COMPANY	CONFERENCE WINDOWS REPAIR	212.00
NWIPDC	ZONING ADMIN SVCS 12/30-04/30	1312.50
OKOBOJI SUMMER THEATRE	PRESENTER SUMMER SHENANIG	50.00
OTC BRANDS, INC	LIBRARY SUPPLIES	39.36
OVERDRIVE INC.	EBOOKS/AUDIOBOOKS	473.44
PEARSON LAKES ART CENTER	PRESENTER BUILDING BOOKWOR	50.00
POSTMASTER	FD BOX YRLY RENTAL	122.00
R & D INDUSTRIES	MAY SVC	1250.63
REGIONAL TRANSIT AUTHORITY	4TH QTR FY 22 CITY SUPPORT	1875.00
RICHARD L. COOKE	FIRE DEPT SVC	130.00
SANDRY FIRE SUPPLY	2022 FIRE SCHOOL	114.64
SECURE BENEFITS SYSTEMS	EE CONTRIBUTIONS	372.18
SIOUX SALES COMPANY	WICKETT UNIFORM	792.45
SIOUX SALES COMPANY	MASON WICKETT HIRE CLOTHING	168.50
STEIN LAW OFFICE	MAY LEGAL	3235.61
STOREY KENWORTHY/MATT PARROTT	CHECKS	645.50
STUART C IRBY CO BR983	2022 LED SLP	36181.00
SUNSHINE FOODS	LIBRARY SUPPLIES	151.31
THE DES MOINES REGISTER	06/01/2022-05/31/2023 SVC	610.04
TITAN MACHINERY	JENKINS 7' BUCKET E00013131	3000.57
TREASURER, STATE OF IOWA	STATE TAXES	3177.00
TREETOP PRODUCTS INC.	BENCHES	913.52
TRUE VALUE-MILFORD	SUPPLIES	181.58
UMB BANK	GO 2021 AGENT FEE	600.00
UMB BANK	GO BOND SRS 2020 AGENT FEE	600.00
UMB BANK	REFUNDING BONDS SRS 2021	506967.50
UMB BANK	OBLIGATION BONDS SRS 2020	4700.00
VERIZON WIRELESS	COUNCIL/ARCGIS IPADS	285.65
WEDEKING PIT & PLANT	STREET SUPPLIES	293.53
WITTROCK LAWN SERVICE	CEMETERY MOW MAY 10,18,26	2825.00
Accounts Payable Total		852246.96
Payroll Checks		93707.62
***** REPORT TOTAL *****		945954.58

Paid from the following funds: General Fund: 207,996.99; Road Use Tax: 30,742.13; Employee Benefits: 18,819.90; Hotel/Motel Tax: 10,000.00; Debt Service: 512,867.50; Capital Street/Sewer Impr: 300.00; ARPA Lift Station project: 1448.00; Capital Project Eilers SS: 5,230.00; Capital Project South Shore AJM: 48,518.98; P Ave Project: 75,252.85; Capital Project A34 West: 15,400.00; Sewer Utility Fund: 19,178.24; Storm Water Utility Fund: 199.99

Monthly Clerk's/Treasurers Report with the following receipts: General Fund: 342,777.39; RUT: 19,072.07; Employee Benefits: 9,458.25; Hotel/Motel: 6,504.88; TIF: 11,255.62; LMI Fund: 66.52; Debt Service: 11,718.58; Capitol Equipment (LOST); 51.17; Capital Project Reserve: 833.04; Sewer Utility: 33,619.85; Storm Water Utility: 10,664.41

### **CITIZEN OPPORTUNITY FOR COMMENT**

#### **REPORTS**

##### Board/Commission Reports

Council reviewed the May Bank Cash report, Clerks/Treasurer report, Monthly Expense and Revenue reports, Police report, Fire Department call log and minutes. May minutes from Park Board, Planning & Zoning and Library along with the next month of events, Dickinson County Recycling Commission minutes.

#### **ACTION AND DISCUSSION ITEMS**

##### Encroachment Agreement Little Sprouts Early Learning

City Administrator Reinsbach informed council the city has not received a signed Encroachment Agreement back that council acted on in January. The agreement was drafted because the daycare installed a fence without a building permit

and the fence was installed on top of a utility easement. In a recent email dated in April there was question on ownership of the waterline. During the meeting there was a conversation between City Attorney Dave Stein and Barry Sackett who represents the daycare. The consensus was to amend the wording on the agreement.

Spirit of Okoboji to discuss airport land offer

In May of 2021 “Spirit of Okoboji” group Attorney Barry Sackett made a verbal offer of \$500,000 for the Milford Fuller Airport. President Tim Kinnetz of the “Spirit of Okoboji” gave a recap of a proposed development that would include housing, an indoor athletic sports complex along with other amenities. The group has been active in meeting with the city park board, airport board, planning and zoning and has met with Iowa Economic Director Debbie Durham who supports the project. The group has also met with the IA DOT and has determined there is a clause in the Iowa State Code that would alleviate the payback for any grants the city has received for the airport. The clause states if an alternative future use for the airport facility is planned for a project that creates jobs, and expands the economy the city can request forgiveness on repayment of any grant money that has been received. The group is asking the city to sell the property with a due diligence clause that if the group cannot come up with a feasible masterplan the group can decline the purchase and the airport stays. City Attorney Dave Stein informed the “Spirit of Okoboji” the city council needs something in writing setting forth all of the terms and any contingences and also addressed the annexation of property north of the airport property. Councilman Hoffman wants to make sure there is another public meeting prior to written offer to make sure the public has an opportunity to give any feedback on the project.

Resolution authorizing payment #2 to Beck Excavating, Inc. for the 2021 City of Milford South Shore Estates reconstruction project

Motion by Yungbluth second by Hoffman to approve **Resolution 22-45** Resolution authorizing payment #2 to Beck Excavating, Inc. for the 2021 City of Milford South Shore Estates reconstruction project. Roll call vote. Voting aye: Frederick, Hoffman, and Yungbluth. Nay: None. Motion carried.

Resolution authorizing payment #9 to Beck Excavating, Inc. for the 2021 City of Milford P Ave and 13<sup>th</sup> St. project

Motion by Hoffman second by Yungbluth to approve **Resolution 22-46** Resolution authorizing payment #9 to Beck Excavating, Inc. for the 2021 City of Milford P Ave and 13<sup>th</sup> St. project. Roll call vote. Voting aye: Frederick, Hoffman, and Yungbluth. Nay: None. Motion carried.

Resolution setting public hearing to consider the proposed plan, specifications, form of contract, estimated total cost of the project, setting time to publicly open and read bids and to possibly act for the 2022 City of Milford Seal Coat project

Motion by Yungbluth second by Frederick to approve **Resolution 22-47** Resolution setting public hearing to consider the proposed plan, specifications, form of contract, estimated total cost of the project, setting time to publicly open and read bids and to possibly act for the 2022 City of Milford Seal Coat project subject to changes on the bid opening and public hearing date. Roll call vote. Voting aye: Frederick, Hoffman, and Yungbluth. Nay: None. Motion carried.

Resolution setting public hearing to consider the proposed plan, specifications, form of contract, estimated total cost of the project, setting time to publicly open and read bids and to possibly act for the 2022 City of Milford South Drainage project.

Motion by Yungbluth second by Frederick to approve **Resolution 22-48** Resolution setting public hearing to consider the proposed plan, specifications, form of contract, estimated total cost of the project, setting time to publicly open and read bids and to possibly act for the 2022 City of Milford South Drainage project. Roll call vote. Voting aye: Frederick, Hoffman, and Yungbluth. Nay: None. Motion carried.

Resolution approving the request for proposal for grant application and administrative services

Motion by Yungbluth second by Frederick to approve **Resolution 22-49** Resolution approving the request for proposal for grant application and administrative services. Roll call vote. Voting aye: Frederick, Hoffman, and Yungbluth. Nay: None. Motion carried.

Review and possible approval of audit quote

Motion by Hoffman second by Frederick to approve audit quote. All voting aye. Motion carried.

**COMMENTS BY MAYOR, COUNCIL, AND STAFF**

With no other discussion, motion to adjourn by Yungbluth second by Frederick at 7:10 p.m. All voting aye. Motion carried.

Respectfully submitted,

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Steven R. Anderson, Mayor

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LeAnn Reinsbach, City Administrator/Clerk,