

CITY COUNCIL
REGULAR MEETING
AUGUST 22, 2022
6:30 PM

The Milford City Council met in joint session August 22, 2022 at 6:30 p.m. in the East ½ of the Community Center. Mayor Steve Anderson presided.

Members present: Chris Hinshaw, Doug Frederick, Shane Hoffman, Jason Eckard and Andy Yungbluth.

Absent: None

Others present: City Administrator LeAnn Reinsbach, City Attorney Dave Stein, John Hight, Ben Groen, Jason Eygabroad Angie Cook, Josh Pope, Kent Eilers, Steve Schwaller, Brad Willemsen, MMU Board members LeeAnn Reetz, Ken Behrens, Kay Hoppe, and Mike Anderson. Absent: Kevin Wharton

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

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

Items on the Consent Agenda were as follows:

Minutes of August 8th and 17th, 2022 council meeting.

Liquor license renewal for Cooperative Energy Company.

CITIZEN OPPORTUNITY FOR COMMENT -None

Milford Municipal Utilities Chairman Mike Anderson called their meeting to order and approved the agenda.

PUBLIC HEARING

Public hearing on 2022 City of Milford A34 materials project at 6:30 p.m.

Mayor Anderson opened the public meeting at 6:32 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 noise ordinance at 6:32 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 6:34 p.m.

Public hearing on ATV/UTV ordinance at 6:35

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

Public hearing on proposed amendment to Chapter 21 Library Board of Trustees at 6:37 p.m.

Mayor Anderson opened the public meeting at 6:37 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 6:38 p.m.

Public hearing on Community Development and Housing Needs Assessment at 6:38 p.m.

Mayor Anderson opened the public meeting at 6:38 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 6:39 p.m.

JOINT SESSION WITH MILFORD MUNICIPAL UTILITIES

Resolution approving plan and specifications, form of contract, and estimated total cost of the project for the 2022 City of Milford A34 material project

Motion by Eckard second by Hoffman to approve **Resolution 22-68** Resolution approving plan and specifications, form of contract, and estimated total cost of the project for the 2022 City of A34 material project. Roll call vote. Voting aye: Hinshaw, Frederick, Hoffman, Yungbluth and Eckard. Nay: None. Motion carried.

Resolution awarding bid for the 2022 City of Milford A34 materials project

Mayor Anderson asked the board if they would consider using C900 PVC versus ductile iron because the ductile iron lead time is 12-18 months and PVC is close to 3-4 months. Anderson is concerned about the city losing out on an approximate 1.6 million dollar grant with the IDOT. In conversations John Hight with Beck Engineering has had with the IDOT they understand that materials are an issue and there has been verbal conversation the city could have a 1-year extension due to delays in construction materials. The Milford Board of Trustees concern is that their water service guidelines only allow for ductile iron and they would need to amend those guidelines. After some discussion there was a motion by Yungbluth second by Hinshaw to ask MMU to consider changing their guidelines. All voting aye. Motion carried. To follow this there was another motion by Yungbluth second by Hoffman to table awarding bid. All voting aye. Motion carried

Resolution adopting Community Development and Housing Needs Assessment

Motion by Yungbluth second by Eckard to approve **Resolution 22-69** Resolution adopting Community Development and Housing Needs Assessment. Roll call vote. Voting aye: Hinshaw, Frederick, Hoffman, Yungbluth and Eckard. Nay: None. Motion carried.

Resolution setting public hearing on submission of CDBG application

Motion by Hoffman second by Yungbluth to approve **Resolution 22-70** Resolution setting public hearing on submission of CDBG application Roll call vote. Voting aye: Hinshaw, Frederick, Hoffman, Yungbluth and Eckard. Nay: None. Motion carried.

Discussion on electric and or water utility easements along A34

There was discussion on utility easements along A34 and MMU is needing some permanent easements in a few locations due to lack of space in some areas. Reinsbach asked if Beck Engineering could work with MMU on those locations. There was discussion between MMU board of trustees, they believed that was the route to take and MMU would be responsible for acquiring and costs incurred for getting those permanent easements.

Discuss long term projects

MMU board trustee Mike Anderson asked that the city and MMU continue having discussions on long term projects for future planning on both sides for budget and financing reasons. City council agreed.

Milford Municipal Utilities adjourned from the joint meeting.

ACTION AND DISCUSSION ITEMS

Continued discussion on lift station project

As discussed at last council meeting Iowa Pump was missing the required 3rd pump and Dakota Pump didn't include the bubbler system in their quotes to Hulstein Excavating and was not included in the bid Hulstein presented to the City for the lift station project. Therefore, Hulstein has asked the city to consider paying 50% of that missing cost. After some discussion from council, it was determined that once the project is complete and before the last payment for the project the City will revisit this request at that time.

Discuss and possibly approval for Beck Engineering to start field work for 4th and 6th St. capital street projects

Mayor Anderson spoke that he would like to see council entertain looking at having our engineer do some field work on future projects. By doing this it would allow them to get a head start on engineering before the winter months hit. Motion by Yungbluth second by Eckard to have Beck Engineering start initial field work for 4th and 6th St. All voting aye. Motion carried.

Resolution setting public hearing on fireworks ordinance amendment

Motion by Hoffman second by Hinshaw to approve **Resolution 22-71** Resolution setting public hearing on fireworks ordinance amendment. Roll call vote. Voting aye: Hinshaw, Frederick, Hoffman, Yungbluth and Eckard. Nay: None. Motion carried.

Resolution of authorizing the destruction of obsolete records in accordance with the Iowa League of Cities records retention policy and all applicable Iowa Laws

Motion by Yungbluth second by Hoffman to approve **Resolution 22-72** Resolution of authorizing the destruction of obsolete records in accordance with the Iowa League of Cities records retention policy and all applicable Iowa Laws. Roll call vote. Voting aye: Hinshaw, Frederick, Hoffman, Yungbluth and Eckard. Nay: None. Motion carried.

First consideration of an Ordinance amending the Code of Ordinances of the City of Milford by adding Chapter 48 Noise Control. Motion by Yungbluth second by Hinshaw to approve first reading of **Ordinance 8-22-22** Ordinance amending the Code of Ordinances of the City of Milford by adding Chapter 48 Noise Control. Ordinance. Roll call vote. Voting aye: Hinshaw, Hoffman, Frederick, Yungbluth and Eckard. Nay: None. Motion carried

Consider waiving the second and third reading and passage of an ordinance adding Chapter 48 Noise Control to the Code of Ordinances of the City of Milford, Iowa. Motion by Yungbluth second by Hoffman to waive the second and third reading of **Ordinance 8-22-22** an Ordinance amending the Code of Ordinances of the City of Milford by adding Chapter 48 Noise. Roll call vote. Voting aye: Hinshaw, Hoffman, Fredrick, Yungbluth and Eckard. Nay: None. Motion carried. Motion by Yungbluth second by Eckard to adopt Ordinance **8-22-22**. Roll call vote. Voting aye: Hinshaw, Hoffman, Frederick, Yungbluth and Eckard. Nay: None.

First consideration of an Ordinance amending the Code of Ordinances of the City of Milford, Iowa by amending Chapter 75 All-terrain vehicles and snowmobiles

Motion by Yungbluth second by Eckard to approve first reading of **Ordinance 8-22-22A** Ordinance amending the Code of Ordinances of the City of Milford, Iowa by amending Chapter 75 All-terrain vehicles and snowmobiles. Roll call vote. Voting aye: Hinshaw, Hoffman, 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 75 All-terrain vehicles and snowmobiles

Motion by Hinshaw second by Frederick to waive the second and third reading of **Ordinance 8-22-22A** an Ordinance amending the Code of Ordinances of the City of Milford, Iowa by amending Chapter 75 All-terrain vehicles and snowmobiles. Roll call vote. Voting aye: Hinshaw, Hoffman, Fredrick, Yungbluth and Eckard. Nay: None. Motion carried. Motion by Yungbluth second by Hoffman to adopt Ordinance **8-22-22A**. Roll call vote. Voting aye: Hinshaw, Hoffman, Fredrick, Yungbluth and Eckard. Nay: None.

First consideration of an Ordinance amending the Code of Ordinances of the City of Milford, Iowa by amending Chapter 21, Library Board removing compensation to trustees

Motion by Hinshaw second by Hoffman to approve first reading of **Ordinance 8-22-22B** Ordinance amending the Code of Ordinances of the City of Milford, Iowa by amending Chapter 21, Library Board removing compensation to trustees Roll call vote. Voting aye: Hinshaw, Hoffman, 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 21, Library Board removing compensation to trustees.

Motion by Hoffman second by Yungbluth to waive the second and third reading of **Ordinance 8-22-22B** an Ordinance amending the Code of Ordinances of the City of Milford, Iowa by amending Chapter 21, Library Board removing compensation to trustees. Roll call vote. Voting aye: Hinshaw, Hoffman, Fredrick, Yungbluth and Eckard. Nay: None. Motion carried. Motion by Yungbluth second by Hoffman to adopt Ordinance **8-22-22B**. Roll call vote. Voting aye: Hinshaw, Hoffman, Fredrick, Yungbluth and Eckard. Nay: None.

COMMENTS BY MAYOR, COUNCIL, AND STAFF

Mayor Anderson asked about getting a committee together to include himself and Reinsbach to meet with Erin Reed with the Dickinson County Trials Board to talk about the proposed trail that would extend the Spine Trail south of Milford. Councilmen Hoffman and Yungbluth volunteered. With no other discussion from the city there was a motion to adjourn by Yungbluth second by Hinshaw at 8:12 p.m. All voting aye. Motion carried.

Respectfully submitted,

Steven R. Anderson, Mayor

LeAnn Reinsbach, City Administrator/Clerk