

CITY COUNCIL  
REGULAR MEETING  
SEPTEMBER 26, 2022  
6:30 PM

The Milford City Council met in regular session September 26, 2022 at 6:30 p.m. in the Community Center Board Room.

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, Brad Willemsen, John Wills, Angie Cook, Ben Groen, Sam Wedeking and Steve Schwaller.

Mayor Anderson led the Pledge of Allegiance.

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

Motion by Hoffman second by Hinshaw approve the consent agenda. Voting aye: Chris Hinshaw, Doug Frederick, Shane Hoffman, Andy Yungbluth and Jason Eckard. Nay: None.

Items on the Consent Agenda were as follows:

- Minutes of September 12, 2022 council meeting
- Transient merchant license for Gloria's Food Truck

### **CITIZEN OPPORTUNITY FOR COMMENT**

John Wills was in attendance to discuss updates with the Dickinson County Water Quality Commission. Mr. Wills also serves on the Iowa House of Representatives. With this being said, Mayor Anderson, took the time to express his concerns that legislation is making it harder for cities to operate on certain levels with respect to zoning. Mayor Anderson feels city zoning is being impacted by what the house and senate are doing citing the loss of Home Rule (which used to give cities the authority to govern and regulate). Because of this, cities and towns have no jurisdiction over short term rentals, VRBO etc. and changes to fireworks as to where the city must be able to allow those sales. Wills commented the best government is local government, but he is one person and has been and will continue to try to get some of this jurisdiction back to cities, but states it will be an uphill battle.

### **PUBLIC HEARING**

Public hearing on proposed amendment to Chapter 41 Public Health and Safety-Section 41.12 Fireworks at 6:35 p.m.  
Mayor Anderson opened the public meeting at 6:43 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 6:43 p.m.

### **ACTION AND DISCUSSION ITEMS**

First consideration of an Ordinance amending the Code of Ordinances of the City of Milford, Iowa by amending Chapter 41 public health and safety-section 41.12 fireworks.

Motion by Eckard second by Frederick to approve first reading of **Ordinance 9-26-22** Ordinance amending the Code of Ordinances of the City of Milford, Iowa by amending Chapter 41 public health and safety-section 41.12 fireworks. 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 41 public health and safety-section 41.12 fireworks.

Motion by Yungbluth second by Hoffman to waive the second and third reading of **Ordinance 9-26-22** an Ordinance amending the Code of Ordinances of the City of Milford, Iowa by amending Chapter 41 public health and safety-section 41.12 fireworks. Roll call vote. Voting aye: Hinshaw, Hoffman, Frederick, Yungbluth and Eckard. Nay: None. Motion carried

Motion by Eckard second by Frederick to adopt Ordinance **9-26-22**. Roll call vote. Voting aye: Hinshaw, Hoffman, Frederick, Yungbluth and Eckard. Nay: None. Motion carried.

Dickinson County Water Quality Commission update-John Wills

John handed out information in regards to the history of the Water Quality Commission and spoke about the amount of sediment and phosphorus that was pulled from the lakes. John also discussed the possibility of re-evaluating the levy due to inflation rate in the Midwest of 2001 vs 2020 which is determined by property tax evaluation. Milford has been paying \$13,000 per year since 2000. General consensus from council was to increase levy asking anywhere from \$250,000 to \$300,000 and to put a portion of the city contribution toward Eurasian Watermilfoil.

Approve FY2022 City of Milford Annual Financial report and direct City Administrator to publish

Motion by Yungbluth second by Eckard to approve the AFR and direct City Administrator Reinsbach to publish. All voting aye. Motion carried.

Approve FY2022 Annual Urban renewal report

Motion by Eckard second by Yungbluth to approve the AURR and direct City Administrator Reinsbach to upload to the Department of Management website. All voting aye. Motion carried

Resolution setting the date for public hearing and additional action on proposal to enter into a General Obligation Corporate Purpose Loan agreement and to borrow money thereunder in a principal amount not to exceed \$3,000,000  
Resolution setting hearing on sale of property or transfer of city property

Motion by Yungbluth second by Eckard to approve **Resolution 22-78** Resolution setting the date for public hearing and additional action on proposal to enter into a General Obligation Corporate Purpose Loan agreement and to borrow

money thereunder in a principal amount not to exceed \$3,000,000. The public hearing will be October 11, 2022 at 6:32 p.m.

Resolution setting hearing on sale of property or transfer of city property

Motion by Yungbluth second by Eckard to approve **Resolution 22-79** setting hearing on sale of property or transfer of city property. Roll call vote. Voting aye: Hinshaw, Frederick Hoffman, Eckard and Yungbluth. Nay: None. Motion carried. The public hearing will be October 24, 2022 at 6:32 p.m.

Resolution setting public hearing to consider the proposed plans, 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 Milford Highway patch and manhole boxouts project

Motion by Eckard second by Frederick to approve **Resolution 22-80** Resolution setting public hearing to consider the proposed plans, 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 Milford Highway patch and manhole boxouts project. Roll call vote. Voting aye: Hinshaw, Frederick Hoffman, Eckard and Yungbluth. Nay: None. Motion carried. The public hearing will be October 24, 2022 at 6:30 p.m.

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 Hinshaw second by Eckard to approve **Resolution 22-81** 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, Eckard and Yungbluth. Nay: None. Motion carried

Resolution setting public hearing on proposed text amendments to the City Zoning Ordinance

Motion by Yungbluth second by Hinshaw to approve **Resolution 22-82** Resolution setting public hearing on proposed text amendments to the City Zoning Ordinance Roll call vote. Voting aye: Hinshaw, Frederick Hoffman, Eckard and Yungbluth. Nay: None. Motion carried. The public hearing will be October 24, 2022 at 6:35 p.m. in relation to updating verbiage on RV parks.

Resolution approved use of LMI set aside funds for the 2022 13<sup>th</sup> Street Lift Station project and 2022 South Drainage

Improvement project Motion by Yungbluth second by Hinshaw to approve **Resolution 22-83** Resolution approved use of LMI set aside funds for the 2022 13<sup>th</sup> Street Lift Station project and 2022 South Drainage Improvement project. Roll call vote. Voting aye: Hinshaw, Frederick Hoffman, Eckard and Yungbluth. Nay: None. Motion carried

Resolution regarding lease of hangers and setting public hearing

Motion by Yungbluth second by Eckard to approve **Resolution 22-84** Resolution regarding lease of hangers and setting public hearing Roll call vote. Voting aye: Frederick Hoffman, Eckard and Yungbluth. Nay: Hinshaw. Motion carried. The public hearing will be October 24, 2022 at 6:38 p.m.

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

With no other discussion, motion to adjourn by Yungbluth second by Eckard at 7:30 p.m. All voting aye. Motion carried.

Respectfully submitted,

\_\_\_\_\_  
Steven R. Anderson, Mayor

\_\_\_\_\_  
LeAnn Reinsbach, City Administrator/Clerk