

CITY COUNCIL
REGULAR MEETING
MARCH 13, 2023
6:30 PM

The Milford City Council met in regular session March 13, 2023 at 6:30 p.m. in the Community Center Board Room. Mayor Anderson presided.

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

Absent: Jason Eckard

Others present: Deputy City Clerk Lissa Ballis, Shilo Brevik, Jay Nieson, Patrick Deilsey, Karen Fergen, Gayle Brandt, Hailey Dirks, Ben Groen, Steve Schwaller

Mayor Anderson led the Pledge of Allegiance.

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

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

Items on the Consent Agenda were as follows:

- Minutes of February 27, 2023 council meeting
- Monthly bills- approve and bills paid in vacation

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| 4 EVERGREEN | SNOW HAULING | \$1,950.00 |
| A & B BUSINESS SOLUTIONS | COPIER/COPIES | \$56.26 |
| AFLAC | AFLAC PRE TAX | \$738.74 |
| ALLIANT ENERGY | FEBRUARY SERVICES | \$21.09 |
| ALPHA WIRELESS COMM. CO. | SEWER DEPT SUPPLIES | \$425.04 |
| AMAZON/SYNCB | LIBRARY SUPPLIES/VIDEOS | \$36.37 |
| ANDERSON, GILLIAN | ADULT CRAFT/PAINT NIGHT | \$303.56 |
| ARNOLD MOTOR SUPPLY | SUPPLIES | \$1,273.70 |
| AT&T MOBILITY | PD CELL/LAPTOPS | \$430.75 |
| BAKER & TAYLOR INC. | BOOKS | \$604.28 |
| BEACON ATHLETICS | DRAG MAT WITH BAR | \$715.79 |
| BECK ENGINEERING INC | PROFESSIONAL SERVICES | \$31,129.75 |
| BERGLAND AND CRAM ARCHITECTS | MUNICIPAL BLDG PROJECT | \$86,615.00 |
| BLACK HILLS ENERGY | 1809 N AVENUE | \$2,554.12 |
| BLACKSTRAP, INC. | ROAD SALT | \$2,305.75 |
| BLUE LAKE WEBSITES | WEBSITE UPDATES | \$220.00 |
| BOHL'S SMALL ENGINE & MARINE | FIRE DEPT - REPAIRS | \$158.46 |
| BUSINESS TODAY | SERVICE CALL 32G RAM INSTALLED | \$135.00 |
| C & B OPERATIONS, LLC | PARK SUPPLIES | \$495.03 |
| CANON FINANCIAL SERVICES | LIBRARY COPIER | \$71.83 |
| CARD SERVICES CENTER | SUPPLIES | \$1,102.34 |
| CENGAGE LEARNING | BOOKS | \$67.48 |
| CENTRAL STATES SOUTHEAST & SOU | EE HEALTHCARE | \$25,548.80 |
| COOPERATIVE ENERGY COMPANY | FUEL | \$6,562.46 |
| CRESCENT ELECTRIC SUPPLYO | CONTROL BOX FOR STREET LIGHTS | \$237.51 |
| CRYTEEL TRUCK EQUIPMENT | VEHICLE MAIN. STREET DEPT | \$3,629.82 |
| DAKOTA SUPPLY GROUP | PLOW CURB BUMPER | \$302.01 |
| DEMCO INC | LIBRARY SUPPLIES | \$170.58 |
| DENNIS E MERRY | JANITORIAL SVCS | \$1,700.00 |
| DICKINSON COUNTY NEWS | PUBLICATIONS | \$385.00 |
| DICKINSON COUNTY REGIONAL | GREEN WASTE | \$80.00 |
| FICK'S ACE HARDWARE | SUPPLIES - 151640,161704 | \$14.37 |
| FRONTLINE PLUS | ANNUAL SIREN CONTRACT AGREEM | \$2,169.70 |
| GALEN'S PRO-MOW | SHARPEN CHAINS/BLADES | \$35.00 |
| GALLS LLC | BREVIK CLOTHING ALLOWANCE | \$332.78 |
| GRAHAM TIRE COMPANY | TIRES FOR SKIDLOADER | \$1,357.56 |
| INTERNAL REVENUE SERVICE | FED/FICA TAX | \$10,630.96 |
| IOWA GREAT LAKES SANITARY DIST | SEWER USAGE | \$886.89 |
| IOWA LAW ENFORCEMENT ACADEMY | OFFICER TRAINING BREVIK | \$10.00 |
| IPERS | IPERS PROTECTN | \$13,321.62 |
| IPERS | IPERS REGULAR | \$13,321.62 |
| K.C.NIELSON, LTD | JD Z740R MOWER/TIRES | \$8,351.02 |
| L & D UPHOLSTERY | UNIT 698-1 DODGE SEAT REPAIR | \$260.00 |
| LAKES NEWS SHOPPER | MONTHLY ADS | \$193.60 |

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| LAKESHORE LEARNING MATERIALS | 8 STATION JUNC BOX | \$33.98 |
| LOFFLER | COPIER CONTRACT | \$134.17 |
| MENARDS - SPENCER | SEALBEST POTHOLE PATCH | \$395.27 |
| MID-AMERICAN RESEARCH CHEMICA | SEWER DEPT SUPPLIES | \$403.79 |
| MID-IOWA SOLID WASTE EQUIPMENT | VEHICLE MAINTENANCE | \$1,550.79 |
| MIDWEST BREATHING AIR L.L.C. | INVOICE 26389 | \$220.40 |
| MILFORD COMMUNICATIONS | BROADBAND/PHONE | \$992.90 |
| MILFORD ELECTRIC INC. | LIGHT BULBS FOR AIRPORT | \$24.00 |
| MILFORD MUNICIPAL UTILITY | FEBRUARY SERVICE | \$9,540.31 |
| MURPHY TRACTOR & EQUIP | OIL COOLER | \$3,261.59 |
| NEW COOPERATIVE INC. | FIRE DEPT FUEL | \$171.70 |
| R & D INDUSTRIES | REPLACEMENT PROJECTOR | \$2,532.12 |
| REGIONAL TRANSIT AUTHORITY | 3RD QRT FY23 CITY SUPPORT | \$1,875.00 |
| SECURE BENEFITS SYSTEMS | EE CONTRIBUTIONS | \$364.48 |
| SHEA'S CLEANING | FIRE DEPT CLEANING SERVICES | \$315.00 |
| SIMMERING CORY IA CODE | DECEMBER 2022 SUPPLEMENT | \$895.00 |
| SPENCER REPORTER | YEARLY SUBSCRIPTION | \$99.00 |
| STEIN LAW OFFICE | FEBRUARY LEGAL SERVICES | \$795.00 |
| STOREY KENWORTHY | NOTARY STAMP-POWERS | \$33.44 |
| STUART C IRBY CO BR983 | POLE SET COMPOUND | \$2,305.00 |
| SUNSHINE FOODS | LIBRARY SUPPLIES | \$15.76 |
| TITAN MACHINERY | BOBCAT SUPPLIES | \$595.90 |
| TREASURER, STATE OF IOWA | STATE TAX | \$3,056.60 |
| TRIPLE S SERVICE LLC | TREE SERVICE 15TH ST & L AVE | \$1,450.00 |
| TRUE VALUE-MILFORD | SUPPLIES | \$137.78 |
| UNITED COMMUNITY BANK FOR PETT | POSTAGE/PETTY CASH LIBRARY | \$6.94 |
| VERIZON WIRELESS | FEBRUARY BILLING | \$285.41 |
| WEDEKING PIT & PLANT | WASHED SAND | \$604.25 |
| Accounts Payable Total | | \$239,685.60 |
| Payroll Checks | | \$30,512.79 |
| ***** REPORT TOTAL ***** | | \$270,198.39 |

Paid from the following funds: General Fund: 85,727.42; Road Use Tax: 34,554.48; Employee Benefits: 19,760.40; Capital Project-Reserve: 8,000.00; Capital Project A34 West: 4,680.00; Helen Ave/S Shore Project: 7,336.00; Public Works Building: 96,798.75; Sewer Utility Fund: 13,141.34; Storm Water Utility Fund: 200.00

Monthly Clerk's/Treasurers Report with the following receipts: General Fund: 142,448.81; RUT: 37,972.52; Employee Benefits: 1,182.22; Hotel/Motel: 7,421.00; TIF: 3,110.92; LMI Fund: 5,179.98; Debt Service: 28,115.91; Capitol Equipment (LOST); 3,984.60; Capital Project Reserve: 10,359.97; Sewer Utility: 33,835.98; Storm Water Utility: 11,763.32

CITIZEN OPPORTUNITY FOR COMMENT

Board/Commission Reports

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

ACTION AND DISCUSSION ITEMS

Humane Society, Hailey Dirks – 2022-year end update

Ms. Dirks introduced herself and explained the process when animals are received at the Humane Society and the total expenses accrued for 2022. Mayor Anderson asked if West Okoboji was separated from Milford since there was confusion in the past. Dirks confirmed there was separation between the two cities. Information only, no action taken.

Reimbursement request for damaged mailbox – Dennis Koelling

Motion by Hinshaw second by Frederick to approve the mailbox reimbursement request. Roll call vote. Voting aye: Hinshaw, Frederick. Nay: Hoffman, Yungbluth. Motion died.

After more discussion motion by Hinshaw second by Frederick to approve the mailbox reimbursement request on the caveat that a better policy be put into place in the near future to address damaged mailboxes either by snowplows and or pushed snow. This motion also includes the reimbursement request for damaged mailbox to Brett Garms to reverse that decision made on February 27, 2023 council meeting. Roll call vote. Voting aye: Hinshaw, Frederick, Hoffman. Nay: Yungbluth. Motion carried.

Resolution setting public hearing to rezone 3RM to LI

Motion by Yungbluth second by Hoffman to approve **Resolution 23-23** to set the public hearing on zoning change from 3RM to LI – light industrial for property located on highway 71 South in Milford on April 10, 2023 at 6:35 p.m. Roll call vote. Voting aye: Hinshaw, Frederick, Hoffman and Yungbluth. Nay: None. Motion carried.

Mayor Anderson feels storage units along Hwy 71 are not allowed per the most recent Zoning Ordinance and asked that Zoning Administrator, Bronson Seymour research this before upcoming planning and zoning meeting to discuss request.

Resolution setting public hearing and bid opening for the 2023 Helen Ave Project

Motion by Hinshaw second by Hoffman to approve **Resolution 23-24** to set the public hearing to consider the proposed plans, specifications, form of contract, estimated total cost of the 2023 Helen Ave Project for April 10, 2023 at 6:34 p.m. Sealed proposals/bids will be received by the Milford City Administrator for the Project until 10:00 A.M. on April 6, 2023 at the Milford City Hall at which time the bids will be publicly opened and read. The bids will be acted on at the aforementioned public hearing. Roll call vote. Voting aye: Hinshaw, Frederick, Hoffman and Yungbluth. Nay: None. Motion carried.

Resolution approving payment to Bergland and Cram engineering PW building

Motion by Yungbluth second by Hoffman to approve **Resolution 23-25** Resolution approving payment to Bergland and Cram engineering PW building . Roll call vote. Voting aye: Hinshaw, Frederick, Hoffman and Yungbluth. Nay: None. Motion carried.

Approval of temporary easements for construction in connection with 2023 Helen Ave Project

Motion by Hoffman second by Frederick to approve temporary easements for construction from Butler, Schrunk, Vigdal and Zweibahmer in connection with the 2023 Helen Ave Project. All voting aye, motion carried.

Review and take any necessary action on garbage and recycling contract options

The City of Milford's solid waste and recycling contract with Waste Management will expire June 30, 2023, however, this includes an automatic extension of five years unless the city gives a 90-day notice of the intention to terminate the agreement at the end of our term. Therefore, the city asked for proposals from Town & Country Disposal and Waste Management, a representative from each were on hand for any questions.

Hinshaw expressed his frustration with commercial service from Waste Management. He stated several area businesses were also not happy. Hoffman suggested those area businesses reach out to the city with their feedback. Mr. Nieson from Waste Management stated he would waive the 90-day notice of intention to give the city time to make an informed decision. After much discussion a motion by Hoffman second by Hinshaw to table until March 27, 2023 meeting to hear more feedback from community. Roll call vote. Voting aye: Hinshaw, Frederick, Hoffman. Nay: Yungbluth. Motion carried.

Continued discussion on adding a stop sign on 202nd St near Kuchel Trail entrance

Mayor Anderson informed the council that the City of Arnolds Park is holding a public hearing on April 12, 2023 to place a stop sign on 202nd Ave near Kuchel Trail entrance. He feels it is important to have a City of Milford representative attend that meeting. Yungbluth stated the speed limit is a major public safety issue and feels 35 mph is too fast from a law enforcement aspect. Hoffman would like a traffic study done with data to include details of which public safety issues the city should address, if any. Mayor Anderson pointed out the area of concern was a residential district on our side, in which our ordinance states the speed limit should be 25 mph, again according to SUDAS it states stop signs should not be used for speed control. Motion by Hinshaw second by Yungbluth to set a public hearing to reduce speed to 25 mph and to install a stop sign on 202nd St near Kuchel Trail entrance. If Arnolds Park does not reduce the speed limit to 25 mph then the City of Milford will not install stop sign. All voting aye, motion carried.

COMMENTS BY MAYOR, COUNCIL, AND STAFF

Mayor Anderson briefly spoke about the legislative decision that led to the need of new assessments in which he found shocking and isn't sure what the bottom line is yet. He touched on the legislature wanting to eliminate local option sales and service tax with increasing the sales taxes distributed to local governments and capping budget growth to 3%. Hinshaw stated he would like a workshop to discuss assessments/budget. Hinshaw also asked Mayor Anderson when the IDOT will meet about the potential 3 lane change. The Mayor stated nothing has been set yet, many entities need to get together for this meeting. With no other discussion, motion to adjourn by Yungbluth second by Hinshaw at 7:28 p.m. All voting aye. Motion carried.

Respectfully submitted,

Steven R. Anderson, Mayor

Lissa Ballis, Deputy City Clerk