

VILLAGE BOARD OF TRUSTEES
REGULAR MEETING
AUGUST 18, 2020

Peterson called the meeting to order at 6:00 PM in the Community Room. Board members had been given the agenda and supporting documents, and notices were posted at the Village Office, Ceresco Post Office, and CerescoBank. Peterson pointed out the Open Meeting Law Act posted on the wall of the Community Room. Answering roll call: Peterson, Hartshorn, Custer and Wilson. Absent: Rupe. Also present: Jim and Martha Hunter, Julie Ogden, Krista Zobel, Steve Anderson, Sydnie Blanchard, Calleigh Osmera, Lauren Prosocki, Michael Kienzler, Mallory Hughes, Hunter Kohl, Larry Wendt, Logan Parde, Randy Bower, Dave Burkland, Brian Roland, Alan O'Sullivan and Joan Lindgren.

Hartshorn moved to approve the July 21, 2020 minutes as presented. Custer seconded. Voting Yes: Hartshorn, Custer and Peterson. Voting No: None. Abstain: Wilson. Motion carried.

Hartshorn moved to approve the August 4, 2020 minutes as presented. Wilson seconded. Voting Yes: Hartshorn, Wilson, Custer and Peterson. Voting No: None. Motion carried.

Julie Ogden was present to update the Board on the Hunter Subdivision Agreement. Her cost estimate for the street intersection is \$22,500.00. The Subdivision Agreement is written that the reimbursement shall not exceed \$22,500.00. At this time, Hunters have decided to take care of the storm water retention basin, and not a homeowners association. The Covenants will state that once 50% of the lots are sold the homeowners association takes over. The Subdivision Agreement states "The Subdivider agrees to construct and maintain the storm water detention features included in the final construction plans approved by the Village Engineer. Maintenance responsibilities for the storm water detention features may be transferred by Subdivider to a homeowners association of Subdivision with the approval of the Village Board pursuant to paragraph 14 hereof." Ogden will contact the attorney.

Hartshorn moved to approve the Hunter Subdivision Agreement with up to \$22,500.00 intersection costs paid by the Village. Custer seconded. Voting Yes: Hartshorn, Custer, Wilson and Peterson. No: none. Motion carried.

Ogden reviewed the preconstruction meeting is scheduled for tomorrow at 1:30 pm. Construction is expected to begin August 24th. Project oversite costs were reviewed.

Hartshorn moved to authorize JEO to conduct a Construction Administration, which is billed hourly up to \$2,100.00, and the Construction Observation/RPR Services for the cost not to exceed \$6,300.00 for the Laura Lane and Beech Street Construction Project. Peterson seconded. Voting Yes: Hartshorn, Peterson, Custer and Wilson. No: none. Motion carried.

Ogden reviewed with the Laura Lane and Beech Street Project there may be homeowners who want to do some driveway work in coordination with the Project. Ogden asked if the Village Board would allow property owners to set up the work with the contractor, bring the requests later for approval, and have the deposit waived. This cost is borne by the homeowners. The Board agreed if the contractor did the work, the deposit can be waived.

Wilson moved to waive the deposit for the curb cuts with the Laura Lane and Beech Street Project, until the completion of the Project, as long as they use the Village's contractor for the projects. Peterson seconded. Voting Yes: Wilson, Peterson, Hartshorn and Custer. No: none. Motion carried.

Lindgren reviewed a building permit for a new house in the Martha Addition along 3rd Street next to the Hunter addition has been received, but there are concerns if a culvert is needed or not. Ogden reviewed that in looking at the contours related to the Hunter Addition that property drains from east to west. There shouldn't be any drainage north to south. There is no grading sheet with the building permit. Ogden suggested getting verification from the home builder that he is not doing any grading or bringing in any fill that would cause drainage issues. Bower reviewed his concern of how the water will drain. Site drainage was discussed. Zobel reviewed she is working with the builder, and the driveway will be 25 feet. Zobel thinks the driveway will dip and come back up. Roland reviewed if a culvert were put in, a ditch would need to be cut along all the properties to the south. A swale may need to be built on the south side of the lot. Ogden suggested prior to issuing the building permit to ask the builder to clarify how the site is going to drain. The house could be sketched on the

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drainage sheet from the Hunter Subdivision. Zobel suggested the easiest might be a ditch between the new house and the house to the south. Ogden noted the ground is lower than the street. Hartshorn mentioned allowing inlets buried in the property with buried tubes to take the water west. Discussion held. Clarification will be requested from the builder, with Bower approving the drainage plan.

Roland reviewed 1) Clean up after the storm. 2) Compost cameras are in. 3) Problems with wipes at the wwtp was discussed. Hartshorn reviewed the problems with flushing wipes and flushable wipes. 4) Bridge repairs. 5) Building the wall out with a new door at the wwtp. The door frames are rotted. 6) The Public Water System Security Grant was denied due to Ceresco's Median Household Income being too high.

Anderson reviewed the Police Report, including 1) Police car issues. 2) Barking dogs. 3) Dog Licensing. Fine schedules will be looked into. The Board agreed that residents who haven't licensed their dogs will be contacted. 4) Due to COVID-19, residents with unlicensed vehicles have until the end of August to get them licensed, otherwise the Police will be enforcing the Ordinance.

Randy Bower was present to review the Building Inspector report. Lindgren noted the building permit forms are being revised.

Larry Wendt was present to discuss the fence he put up on his property. Wendt placed a little temporary wire fence up in his front yard at 500 Archie for his dogs. The fence extends into the Village street right of way. The fence is only pushed into the ground, not put in concrete, and he could have it removed in 20 minutes. Wendt didn't go past his driveway. Discussion held. The Board agreed the little wire fence, since it isn't permanent, can stay up until such time it needs to be removed. Bower said if there is ever a development, at that time the fence will need to be removed. Bower said since it is a dead end at this time, he doesn't see a problem.

Custer moved to approve Larry Wendt's nonpermanent fence in the Village street right of way, for the time being, unless there is future development in that area. Wilson seconded. Voting Yes: Custer, Wilson and Peterson. No: None. Abstain: Hartshorn. Motion carried.

Peterson moved to approve the Treasurer's Report as presented. Hartshorn seconded. Voting Yes: Peterson, Hartshorn and Custer. No: none. Abstain: Wilson. Motion carried.

Claims were reviewed. Hartshorn moved to approve all the claims presented, including JEO. Wilson seconded. Voting Yes: Hartshorn, Wilson, Custer and Peterson. No: none. Motion carried. The approved claims are as follows: AFLAC \$268.92/ins; Ameritas Life \$14.18/ins; Aqua-Chem \$106.30/wat; Capital Arborist Tree Service \$2,800.00/prk; Cash \$112.29/st, gen; Ceresco American Legion \$25.00/gen; Christopher Gutierrez \$150.00/fire; International Code Council \$145.00/gen; Baker & Taylor \$60.60/lib; Barco Municipal Products \$54.84/st; Barnes & Noble \$12.80/lib; Delta Dental \$95.35/ins; Egan Supply \$519.86/st; Frontier Coop \$624.73/fuel; Helena \$281.25/prk; Husker Electric Supply \$91.07/sew; Jackson Services \$129.37/uniforms & mats; Kiner Supply \$199.34/prk; League of Nebraska Municipalities \$2,132.00/gen; Louis Matulka \$75.00/gen; Menards \$271.75/st, gen; Midwest Laboratories \$196.33/sew; Municipal Supply \$48.16/wat; Nebraska Department of Revenue \$1,960.65/tax; Office Depot \$411.67/wat/sew; Olsson \$2,642.84; OPPD \$4,710.56/electric; Otte Oil \$298.67/sew; Robert Malina \$358.52/prk; Rose Matulka \$75.00/gen; Sam's Club \$313.38/lib; Sandy Tvrdy \$305.00/gen, prk; Schumacher Irrigation \$310.26/prk; Schwarz Paper \$129.68/prk; U.S. Post Office \$195.00/gen; Utility Service \$3,213.90/wat; Verizon \$166.18/phones; Wahoo/Waverly Adv \$95.78/gen; Wahoo Auto Parts \$34.24/sew; Wahoo Newspaper \$191.15/gen; Waste Connections \$6,357.97/trash; Windstream \$392.57/phones; Payroll Liabilities: American Funds \$538.32; Nebraska Department of Labor \$98.42; Nebraska Department of Revenue \$1,273.54; United States Treasury \$4,470.72; Payroll \$16,396.89

Lindgren noted the Tree Board received the grant for trees. Trees that are dead and infested with bag worms were discussed.

Hartshorn moved to approve the Library Report as presented. Peterson seconded. Voting Yes: Hartshorn, Peterson, Custer and Wilson. No: none. Motion carried.

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The proposed shed for the Library was discussed. The cost of a concrete slab, and a treated wood floor will be requested. Also, the concrete company will be asked if they would be able to get to the back yard, or if it has to be wheelbarrowed.

Storm damage to the Library was discussed.

Custer noted a donation was received from Elaine Anderson for the splash pad. She is also working on a grant for the splash pad.

Wilson reviewed a request from Justin Maxson to purchase a full set of bunker gear for \$3,400.00.

Hartshorn moved to approve the Fire Department purchase for a full set of bunker gear for \$3,400.00. Custer seconded. Voting Yes: Hartshorn, Custer and Peterson. No: none. Abstain: Wilson. Motion carried.

Peterson moved to approve the Fire Department Report as presented. Custer seconded. Voting Yes: Peterson, Custer, Wilson and Hartshorn. No: none. Motion carried.

Lindgren reviewed the additional changes needed to the Personnel Policy for the health insurance reimbursement for Roland.

Custer moved to accept the updated Personnel Policy health insurance reimbursement language. Wilson seconded. Voting Yes: Custer, Wilson, Hartshorn and Peterson. No: none. Motion carried.

Custer reviewed the Personnel Policy Subcommittee of Wilson and herself met with Lynn Maxson. Custer will prepare updates.

Hartshorn reviewed the antivirus has been installed on all computers. New server cost of \$5,783.80 was reviewed. Hartshorn proposed not purchasing a new server, but a robust work station that will function the same way, but without the Windows server operating system and the domain.

A budget meeting was scheduled for Monday, August 24th at 5:30 pm.

Vacation usage was discussed. Looking into internship programs for help at the sewer plant was discussed.

WHEREUPON, the Chair announced that the introduction of ordinances was now in order.

Discussion held on the changes to the health insurance benefits.

Ordinance 2020-7 was introduced by Chairman Peterson and is set forth in full as follows, to wit: AN ORDINANCE TO AMEND THE HEALTH INSURANCE BENEFITS AVAILABLE TO CERTAIN EMPLOYEES OF THE VILLAGE OF CERESCO, NEBRASKA: TO PROVIDE FOR THE EFFECTIVE DATE HEREOF AND TO PROVIDE FOR THE REPEAL OF ALL ORDINANCES IN CONFLICT HERewith:

BE IT ORDAINED BY THE CHAIRMAN AND BOARD OF TRUSTEES OF THE VILLAGE OF CERESCO, NEBRASKA:

Section 1. Pursuant to Ceresco Municipal Code Section 1-105 the following wages and salaries are hereby established to take effect August 18, 2020:

<u>POSITION</u>	<u>WAGES OR SALARY</u>
Clerk/Treasurer	\$ <u>23.80</u> Per Hour

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Maintenance Supervisor/Water-Sewer Operator	\$ <u>23.60</u> Per Hour
Streets and Parks Maintenance Worker	\$ <u>18.50</u> Per Hour
Police Chief	\$ <u>21.80</u> Per Hour
Assistant Police Chief	\$ <u>20.40</u> Per Hour
Police Officer less than 6 months of employment	\$ <u>18.90</u> Per Hour
Police Officer more than 6 months of employment	\$ <u>19.40</u> Per Hour
Building Inspector	\$ <u>15.00</u> Per Inspection \$ <u>130.00</u> Monthly Salary
Assistant Building Inspector	\$ <u>15.00</u> Per Inspection
Zoning Administrator	\$ <u>0.00</u> Per Month
Head Librarian	\$ <u>16.35</u> Per Hour
Assistant Librarian	\$ <u>11.10</u> Per Hour
Library Assistant	\$ <u>10.00</u> Per Hour
Office Assistant	\$ <u>13.85</u> Per Hour
Maintenance Worker II less than 1 year of employment	\$ <u>12.25</u> Per Hour
Maintenance Worker II more than 1 year of employment	\$ <u>13.10</u> Per Hour

Section 2. Full-time personnel shall be offered Dental and Vision insurance with the Village paying 100% of the employee's premium and 50% of the premium for eligible spouses and dependents. Full-time qualifying personnel shall be eligible for reimbursement for a privately-sourced health insurance plan equal to ~~1.3 times~~ the actual monthly premium paid by the employee, grossed up for tax withholdings, up to a maximum of \$460.00 per month. Reimbursement by the Village for health insurance premiums is subject to tax withholdings. Full-time employees shall be granted the following holiday leave: New Year's Day, President's Day, Memorial Day, Independence Day, Labor Day, Columbus Day, Veteran's Day, Thanksgiving, day after Thanksgiving, four (4) hours for Christmas Eve, Christmas Day, and four (4) hours for New Year's Eve. Full-time qualifying personnel shall be granted retirement benefits as follows: If qualified employees choose to defer a minimum of 3% of their earnings into a Simple IRA account, the Village shall contribute a maximum of 3% of the employee's earnings into that account as well.

Board Member Hartshorn moved that the statutory rules in regard to the passage and adoption of ordinances be suspended so that said ordinance might be introduced, read by title, and then moved for final passage at the same meeting. Board Member Custer seconded said motion. The Chair put the question and instructed the Clerk to call the roll for the vote thereon. The Clerk called the roll and the following was the vote on this motion to suspend the rules: Yeas: Hartshorn, Custer, Wilson and Peterson. Nays: none.

WHEREUPON, the motion having been carried by affirmative votes of no less than three-fourths (3/4ths) of the total members of the Board, the Chair declared the statutory rules in regard to the passage and approval of ordinances be suspended so that Ordinance 2020-7 might be read by title and then moved for final passage at the same meeting.

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Board Member Hartshorn moved that said Ordinance 2020-7 be approved and passed as presented, an Ordinance to provide for a health insurance reimbursement, and its title agreed to. Chairman Peterson seconded this motion.

The Chair instructed the Clerk to call the roll for the vote thereon. The Clerk called the roll and the following was the vote on this motion: Yeas: Hartshorn, Peterson, Custer and Wilson. Nays: none.

WHEREUPON, the Chair declared said Ordinance 2020-7 of the Village of Ceresco, Saunders County, Nebraska having been read by title, the rules having been suspended, and having been duly approved and its title agreed to by the affirmative vote of no less than a majority of the members of the Board, duly passed and adopted as an Ordinance of the Village of Ceresco, Nebraska, and the Chair subscribed her name thereto, and the Clerk attested said signature of the Chair by subscribing her name thereto and affixing thereon the seal of the Village of Ceresco, Nebraska. The Chair then instructed the Clerk to publish Ordinance 2020-7 in the manner required by law, within fifteen (15) days after its passage.

Scheduling employee evaluations was tabled to the August 24th meeting.

The 2021 Waste, Litter and Scrap Tire Grant was reviewed. Rupe will be contacted for her recommendation.

Lindgren presented a letter to the Board from a concerned citizen, Dave A. McCullough, regarding Board Member Doug Wilson. Wilson shared his account of what happened, and said this is a personal thing between neighbors. Peterson told Wilson he is a Board Member and needs to present himself as that all the time. Peterson noted even if it is between the two, Wilson's conduct can affect the entire Board, when things are treated that way. Hartshorn said with this incident, the guy was willing to put his name down and submit it to the Board in writing. He must feel fairly confident that something wasn't approached right. Hartshorn noted that Wilson made other Facebook comments and posts which were inaccurate, including false information. This doesn't make the Board look good as a whole. It makes the Board look ignorant when false information is posted. Dave Burklund commented on a Facebook post Wilson made that said he got on the Board so he could get a deck put on the front of his house. Peterson shared concerns that this post made it sound like Wilson only got on the Board for one reason and nothing else. And by that same post, it sounded like he wanted other people with their own agenda's to get on the Board, not for the good of the Village as a whole. Peterson noted the Planning Commission was already reviewing the front decks before Wilson was on the Board. Burklund commented it makes this Board look bad and previous Board Members look bad. Wilson said he has a right to post whatever he wants on Facebook. Peterson noted that after Wilson got on the Board, the Board talked about not posting Village comments, but directing to the Village site, and Wilson had agreed to it. For the good of the Village as a whole, it would be best to direct to the Village site and let it be answered the correct way. Steve Anderson read the letter. Lindgren noted that she and Jody do not monitor the Village's Facebook page 24/7. Peterson asked that Board Members have proper etiquette. Wilson asked Steve Anderson if he broke any laws or did anything that he could be cited for. Anderson indicated no. Wilson feels this was something that was made more than it needed to be.

Peterson asked Anderson about getting a speed sign for Beech Street. The County has been contacted that Ceresco wants to be considered for grant money towards a speed sign.

Custer commented on a letter from Dianne Gaston, to express her appreciation of Mr. Jerry Jones and all his acts of kindness in the community. A copy of the letter will be sent to Jones.

The compost site weekend schedule was reviewed.

The garbage contract coming due in December was reviewed and the attorney will be contacted on procedures.

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Peterson moved to adjourn the meeting at 8:35 PM. Wilson seconded. Voting Yes: Peterson, Wilson, Custer and Hartshorn. No: none. Motion carried.

Scott Peterson, Chairman
Joan Lindgren, Clerk