

Peterson called the meeting to order at 5:00 PM in the Community Room. Board members had been given the agenda and supporting documents. 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, Rupe, Wilson and Custer. Absent: Hartshorn. Also present: Richard Novak and Joan Lindgren.

Richard Novak was present to request usage of the ballfield for a free fundamentals baseball camp. The concession bathrooms will also be used. Discussion held.

WHEREUPON, the Chair announced that the introduction of Resolution 2020-6 was now in order.

Resolution 2020-6 was introduced by Chairman Peterson and is set forth in full as follows, to wit:

A Resolution of the Village of Ceresco, Nebraska, Regarding the Risk of Exposure to COVID-19 Through the Use of Municipal Property for Sports or Recreational Activities.

Recitals

WHEREAS, the novel coronavirus, COVID-19, has been declared a worldwide pandemic by the World Health Organization, is extremely contagious, and is believed to spread mainly from person-to-person contact;

WHEREAS, on March 13, 2020, the Governor of the State of Nebraska declared a state of emergency related to COVID-19 within the entire State of Nebraska, and this state of emergency remains in effect;

WHEREAS, directed health measures are in effect for every County in the State of Nebraska through May 31, 2020, and have been and will likely continue to be extended by the Governor in some form for most or all Counties currently and hereafter;

WHEREAS, on May 21, 2020, the Governor announced that the directed health measure prohibiting all organized team sports, youth and adult, would be relaxed by the State of Nebraska beginning June 1, 2020, in order to permit the planned reopening of certain adult and/or youth team sports and a revision effective June 22, 2020 has also taken effect;

WHEREAS, a copy of the *June 1st Statewide Sports Reopening Guidelines and an update effective June 22* is attached to this Resolution and incorporated herein as part of these Recitals;

WHEREAS, it is anticipated that future guidance from the State of Nebraska will permit additional team sports and other recreational activities;

WHEREAS, players, coaches, officials, and others who participate in such games, practices, or other recreational activities, and spectators who attend such activities risk the dangers of illness, disease, medical complications, injury or death, caused by or related to COVID-19, by voluntarily entering the municipal property and/or facilities on which such activities take place, by watching such activities, and by participating or authorizing the participation of a minor, in such games, practices, or other recreational activities; and

WHEREAS, it is the intent of the Village of Ceresco to permit the resumption of adult and/or youth team sports and other recreational activities on municipal property and/or facilities, in accordance with the directed health measures and other laws and guidance issued by the State of Nebraska, including, but not limited to, the *June 1st Statewide Sports Reopening Guidelines, as amended* and such further laws and guidance that may be issued in the future, provided that every individual, organization, or group sponsoring such activities, and all participants and spectators, fully assume the health risks associated with these activities, including the inherent risk now present in any such activities as a result of the presence of COVID-

19 in the State of Nebraska, and provided that participants in such activities sign an agreement that releases the Village of Ceresco, its elected and appointed officials and employees, and all other participants in adult and/or youth team sports or other recreational activities from liability associated with exposure to COVID-19 in the course of such activities.

NOW, THEREFORE, BE IT RESOLVED by the Village Board of the Village of Ceresco that any individual, organization or group sponsoring adult and/or youth team sports or other recreational activities that wishes to use the playing or practice fields, courts, grounds, and/or other facilities of the Village of Ceresco for games, practices, or other recreational activities will be required to enter into the *COVID-19: License and Management Agreement for Use of Municipal Property for Sports or Other Recreational Activities* attached hereto. These License Agreements will be maintained by the Municipal Clerk and shall constitute an addendum to any other contract, license agreement, lease, or agreement allowing the use of the municipal property and/or facilities of the Village of Ceresco by the same individual, organization, or group.

BE IT FURTHER RESOLVED that, in order to enter the playing or practice fields, courts, grounds, and/or other facilities of the Village of Ceresco to participate in games, practices, or other recreational activities, all players, coaches, officials and other participants must sign the agreement titled *COVID-19: Participants Agreement for Sports or Other Recreational Activities* in substantially the same form as attached hereto. Each team wishing to participate on or use the municipal property and/or facilities of the Village of Ceresco must provide copies of signed *Agreements* for all participants affiliated with the team, together with a roster containing a complete list of the names of all players, coaches, officials, and others affiliated with the team. Copies of these documents shall be collected by the Licensee and provided to the Municipal Clerk upon request of the Municipal Clerk. The Licensee shall designate an adult participant from each team that is tasked with collecting the *Agreements* from each participant, including visiting teams, prior to the start of a game. No game shall begin without the collection of signed waivers from each participant.

BE IT FURTHER RESOLVED that, for the avoidance of doubt as to the risk assumed by participants and spectators, in order to encourage compliance with directed health measures and guidelines, and in order to promote public safety, the applicable provisions of the *June 1st Statewide Sports Reopening Guidelines*, shall be posted on all practice and playing fields, courts, grounds, and/or other facilities where adult and/or youth practices and/or games or other recreational activities occur. As the *June 1st Statewide Sports Reopening Guidelines*, as subsequently modified or updated, the applicable provisions of the modified or updated guidelines shall be posted in the same manner.

BE IT FURTHER RESOLVED that all participants and spectators shall comply with all federal, state and local laws and regulations, all directed health measures and guidelines, and all security policies or procedures established by the Village of Ceresco relating to COVID-19 or other safety or hygiene precautions while present on municipal property and/or facilities, understanding that the Village of Ceresco may elect to deny entrance to its playing or practice fields, courts, grounds, and/or other facilities to any non-complying participant or spectator, or to require a non-complying participant or spectator to leave the premises at any time.

WHEREUPON, Chairman Peterson moved that said Resolution No. 2020-6 be approved. Board Member Rupe seconded this motion. No further discussion was required.

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: Peterson, Rupe, Custer and Wilson. Nays: none.

WHEREUPON, the Chair declared that the Motion having been approved by a majority of the votes cast, said Resolution 2020-6 is approved and adopted.

Rupe moved to go into an agreement with Richard Novak and waive the fee and insurance requirements through the month of July. Wilson seconded. Voting Yes: Rupe, Wilson, Custer and Peterson. No: none. Motion carried. Waivers for the participants are required to be turned in to the Village Office.

VILLAGE BOARD OF TRUSTEES
SPECIAL MEETING
JUNE 30, 2020

Peterson reviewed a request from Matt Blanchard for the Lincoln Blackhawks to rent the ballfield for games. Discussion held.

Peterson moved to enter into a contract to rent the ballfield with the Lincoln Blackhawks 14 under Team from today through August 22, 2020 for \$30.00 per game. Custer seconded. Discussion held. Voting Yes: Peterson, Custer, Rupe and Wilson. No: none. Motion carried. Waivers for the participants are required to be turned in to the Village Office.

Ordinance 2020-5 now comes on for second reading. AN ORDINANCE OF THE VILLAGE OF CERESCO, SAUNDERS COUNTY, NEBRASKA, TO AMEND ARTICLE 1, CHAPTER 2, OF THE MUNICIPAL CODE OF THE VILLAGE OF CERESCO, NEBRASKA, PERTAINING TO THE MEMBERSHIP OF THE BOARD OF HEALTH; TO PROVIDE THAT THE CHAIR AND THE APPROPRIATE DEPARTMENT, WHETHER ONE OR MORE, OF THE VILLAGE OF CERESCO, NEBRASKA, ARE HEREBY AUTHORIZED AND DIRECTED TO IMPLEMENT THIS ORDINANCE; TO PROVIDE FOR THE SEVERABILITY OF ANY SECTION, CLAUSE, PROVISION OR PORTION FOUND UNCONSTITUTIONAL OR INVALID; TO REPEAL ALL ORDINANCES IN CONFLICT HERewith; TO PROVIDE THAT THIS ORDINANCE SHALL BE PUBLISHED WITHIN THE FIRST 15 DAYS AFTER ITS PASSAGE AND APPROVAL EITHER IN PAMPHLET FORM OR BY POSTING IN THREE PUBLIC PLACES IN THE VILLAGE OF CERESCO, NEBRASKA, AND SHALL BE IN FULL FORCE AND TAKE EFFECT FROM AND AFTER ITS PASSAGE, APPROVAL, AND PUBLICATION, AS PROVIDED HEREIN; AND TO PROVIDE THAT THIS ORDINANCE SHALL BECOME AND BE MADE A PART OF THE MUNICIPAL CODE OF THE VILLAGE OF CERESCO, NEBRASKA, AND THE SECTIONS OF THIS ORDINANCE MAY BE RENUMBERED TO ACCOMPLISH SUCH INTENTION.

WHEREUPON, Board Member Rupe moved that said Ordinance 2020-5 be approved upon its second reading and its title agreed to. Board Member Wilson 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: Rupe, Wilson, Custer and Peterson. Nays: None.

WHEREUPON, the Chair declared said Ordinance 2020-5 be approved on its second reading and its title agreed to and that the third reading of Ordinance 2020-5 be on the next Agenda of a meeting of the Board of Trustees.

Rupe reviewed Gushard is not comfortable cleaning the park bathrooms. Discussion held. Sandy Tvrdy, who cleans the community building, will be asked about adding the park bathrooms to her cleaning schedule.

Peterson moved to adjourn the meeting at 5:33 PM. Wilson seconded. Voting Yes: Peterson, Wilson, Custer and Rupe. No: none. Motion carried.

Scott Peterson, Chairman
Joan Lindgren, Clerk