

VILLAGE BOARD OF TRUSTEES
PUBLIC HEARING AND REGULAR MEETING
DECEMBER 18, 2018

Nelson opened the meeting at 6:00 PM. Board members had been given the agenda and supporting documents, and notices were posted. Nelson pointed out the Open Meeting Law Act posted on the wall of the Board Chambers. Answering roll call: Nelson, Peterson, Hartshorn and Custer. Absent: Rupe. Also present: Doug Wilson, Kay Peterson, Jason Hanson, Marilyn Chapman, Kent Speicher, Steve Anderson, Lynn Maxson, Brian Roland and Joan Lindgren.

Hartshorn moved to approve the November 20, 2018 minutes as presented. Peterson seconded. Voting Yes: Hartshorn, Peterson and Nelson. No: none. Abstain: Custer. Motion carried.

Lindgren reviewed SENDD information from Jim Warrelmann regarding the new grant available and the housing grant. The new grant is for housing, but there is a 10% match required. Also, only the towns that offered matching funds received the housing grant this year. Lindgren noted that only Fairbury has committed to the siren grant at this time. Rupe will be asked to look into other grant options.

Hartshorn moved to allow the Chairman to sign the contract with Waste Connection for the garbage hauling. Custer seconded. Voting Yes: Hartshorn, Custer, Peterson and Nelson. No: none. Motion carried.

Nelson opened a sealed bid that was received from Jody Anderson for the Office Desk. The amount of the bid was for \$5.00. **Hartshorn moved to approve the \$5.00 bid for the sale of the Office Desk from Jody Anderson. Peterson seconded. Voting Yes: Hartshorn, Peterson, Custer and Nelson. No: None. Motion carried.**

Kay Peterson was present for Resolution 2018-11 regarding a waiver of the Subdivision Regulations. Discussion was held regarding a septic tank on the property that is connected to the basement drain. Kay Peterson noted only the dehumidifier is in the basement.

Resolution 2018-11 was introduced by Chairman Nelson and is set forth in full as follows, to wit:

A RESOLUTION OF THE BOARD OF TRUSTEES OF THE VILLAGE OF CERESCO, NEBRASKA, GRANTING A WAIVER OF A SUBDIVISION REGULATION OF CERESCO, NEBRASKA.

WHEREAS, the Village of Ceresco, Nebraska, did adopt Subdivision Regulations pursuant to the enactment of Ordinance No. 2001-12 dated August 21, 2001, and,

WHEREAS, contained within said Subdivision Regulations Section 3.09 pertaining to Lot Splits, and,

WHEREAS, pursuant to Ordinance No. 2004-8 enacted by the Board of Trustees of the Village of Ceresco, Nebraska on October 19, 2004, and amended by the Board of Trustees of the Village of Ceresco, Nebraska on September 19, 2017 with Ordinance No. 2017-3, specifically said Section 3.09 was amended and entitled Administrative Subdivisions, to provide procedures for an Administrative Lot Line Adjustment, or an Administrative Platting or Lot Consolidation, or a Farmstead Subdivision, or a Small Subdivision, and,

WHEREAS, said Subdivision Regulations does contain Section 7.01 entitled Granting of Waivers (Exceptions) and Conditions, and,

WHEREAS, Kay Peterson has submitted to the Clerk of the Village of Ceresco, Nebraska an Administrative Plat entitled Johnson 4th Addition, a copy of which is attached hereto, marked Exhibit A, consisting of one page, and incorporated herein by reference, and,

WHEREAS, said Johnson 4th Addition is, pursuant to Section 3.09 if the Subdivision Regulations of the Village of Ceresco a Small Subdivision, and,

WHEREAS, said Johnson 4th Addition does meet all of the requirements of a Small Subdivision as found within Section 3.09 except Lot 2 of Johnson 4th Addition is not serviced by Village sewer and water, and, except that a lot is limited to only one instance of an administrative adjustment platting and/or consolidation, and,

VILLAGE BOARD OF TRUSTEES
PUBLIC HEARING AND REGULAR MEETING
DECEMBER 18, 2018

WHEREAS, the Planning Commission of the Village of Ceresco, Nebraska, has recommended that the Village Board approve Johnson 4th Addition as a Small Subdivision by granting a waiver pursuant to Section 7.01.03 of the Subdivision Regulations of the Village of Ceresco, Nebraska, in that the Planning Commission is of the opinion that the granting of the waiver for Johnson 4th Addition, and the fact that Lot 2 is not serviced by Village sewer and water, will not be detrimental to the public or injurious to adjacent and nearby properties, and, the fact that Lot 1 and Lot 2 have gone through an administrative subdivision in 2017 will not be detrimental to the public or injurious to adjacent and nearby properties, and,

WHEREAS, the Board of Trustees of the Village of Ceresco, Nebraska, has reviewed the aforementioned Section 3.09 and the portion thereof pertaining to Small Subdivision, the attached Administrative Plat of Johnson 4th Addition, and the recommendation of the Planning Commission, and the Board of Trustees is of the opinion that said waiver should be granted,

NOW, THEREFORE, BE IT RESOLVED by the Board of Trustees of the Village of Ceresco, Nebraska (the "Village") as follows:

Section 1. That the findings herein and above made should be and are hereby incorporated herein by reference.

Section 2. That the Board of Trustees of the Village of Ceresco, Nebraska, does hereby grant a waiver, pursuant to Section 7.01.03 of the Subdivision Regulations of the Village of Ceresco, Nebraska, as to the Administrative Plat of Johnson 4th Addition, and specifically, Lot 2 thereof, in that said Lot 2 is not presently served by sewer and water of the Village of Ceresco, Nebraska, but that said fact is not detrimental to the public or injurious to adjacent and nearby properties, and the fact that Lot 1 and Lot 2 have gone through an administrative subdivision in 2017 will not be detrimental to the public or injurious to adjacent and nearby properties.

Section 3. That the Clerk of the Village of Ceresco, Nebraska, certify this Resolution and cause the certified copy thereof to be recorded with the Saunders County Register of Deeds and indexed against the Administrative Plat of Johnson 4th Addition, at applicants cost.

Discussion held.

WHEREUPON, Board Member Hartshorn moved to approve Resolution No. 2018-11 on the condition that the septic tank is decommissioned. Chairman Nelson 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: Hartshorn, Nelson, Peterson and Custer. Nays: none.

WHEREUPON, the Chair declared that the Motion having been approved by a majority of the votes cast, said Resolution 2018-11 is approved and adopted.

Nelson reviewed there is another item of old business that is under the building inspector report regarding the Jason Hanson culvert status. Jason Hanson was present to discuss the filling in of his ditch to the west and east of his driveway with dirt from a new house construction. Concerns of water flow going to the street with the ditch being filled in was discussed. Hanson noted the crown of road will keep the water to the outside edge. Discussion held. Hanson stated he would install additional culvert and bury it, instead of filling in the ditch. Hartshorn noted that the worst case scenario would be that the Village would have to dig it back out and put it back the way it was. Hanson was asked to work with Roland and Benes during installation of the culvert.

Nelson moved to adjourn the meeting Sine Die. Peterson seconded. Voting Yes: Nelson, Peterson, Hartshorn and Custer. No none. Motion carried.

Newly elected Board member Doug Wilson, and incumbent Sophia Custer took their oath of office and Wilson took his seat at the Board table.

VILLAGE BOARD OF TRUSTEES
PUBLIC HEARING AND REGULAR MEETING
DECEMBER 18, 2018

Re-organization: Peterson moved to appoint Lindgren as Chair Pro-Tempore for the purposes of electing a Chairperson. Hartshorn seconded. Voting Yes: Peterson, Hartshorn, Custer and Wilson. No: none. Motion carried.

Lindgren asked for nominations for the Chairperson. Hartshorn nominated Peterson. Custer nominated Wilson.

Hartshorn moved to cease nominations. Peterson seconded. Voting Yes: Hartshorn, Peterson, Custer and Wilson. No: none. Motion carried.

The roll was called for Peterson as the Chairperson. Voting Yes: Hartshorn and Peterson. No: none. Abstain: Custer and Wilson.

The roll was called for Wilson as the Chairperson. Voting Yes: Wilson. No: Hartshorn and Peterson. Abstain: Custer.

The roll will be called again due to lack of majority vote for either nominee.

The roll was called for Peterson as the Chairperson. Voting Yes: Custer, Hartshorn and Wilson. No: none. Abstain: Peterson.

The roll was called for Wilson as the Chairperson. Voting Yes: none. No: Hartshorn and Peterson. Abstain: Custer and Wilson.

Lindgren announced Scott Peterson as Chairman, and he took over the meeting.

Peterson asked for nominations for the Chairperson Pro-Tempore: Peterson nominated Hartshorn for Chairperson Pro-Tempore.

Custer moved that nominations cease and Hartshorn be named Chairperson Pro-Tempore. Peterson seconded. Voting Yes: Custer, Peterson and Hartshorn. No: Wilson. Motion carried.

Peterson appointed Joan Lindgren as the Village Clerk/Treasurer and Zoning Administrator. Hartshorn moved to approve the appointment of Joan Lindgren as the Village Clerk/Treasurer and Zoning Administrator. Custer seconded. Voting Yes: Hartshorn, Custer, Wilson and Peterson. No: none. Motion carried.

Peterson appointed Brian Ubben as the Building Inspector and Deputy Zoning Administrator. Hartshorn moved to approve the appointment of Brian Ubben as the Building Inspector and Deputy Zoning Administrator. Custer seconded. Voting Yes: Hartshorn, Custer, Wilson and Peterson. No: none. Motion carried.

Peterson appointed Bob Walla as the Assistant Building Inspector. Hartshorn moved to approve the appointment of Bob Walla as the Assistant Building Inspector. Custer seconded. Voting Yes: Hartshorn, Custer, Wilson and Peterson. No: none. Motion carried.

Lindgren noted the attorney annual retainer is increasing from \$350 to \$750, which has not been raised for 15 years.

Peterson appointed Loren Lindahl as the Village Attorney. Hartshorn moved to approve the appointment of Loren Lindahl as the Village Attorney. Custer seconded. Voting Yes: Hartshorn, Custer, Wilson and Peterson. No: none. Motion carried.

Peterson appointed Justin Stark from Olsson Associates as the Street Superintendent. Lindgren noted that Denny Graham has retired and Justin Stark has taken his position. Hartshorn moved to approve the appointment of Justin Stark from Olsson Associates as the Street Superintendent. Custer seconded. Voting Yes: Hartshorn, Custer, Wilson and Peterson. No: none. Motion carried.

VILLAGE BOARD OF TRUSTEES
PUBLIC HEARING AND REGULAR MEETING
DECEMBER 18, 2018

Peterson appointed Steve Anderson as the Police Chief. Hartshorn moved to approve the appointment of Steve Anderson as the Police Chief. Custer seconded. Voting Yes: Hartshorn, Custer, Wilson and Peterson. No: none. Motion carried.

Peterson appointed Justin Maxson as the Fire Chief. Hartshorn moved to approve the appointment of Justin Maxson as the Fire Chief. Custer seconded. Voting Yes: Hartshorn, Custer and Peterson. No: none. Abstain: Wilson. Motion carried.

Peterson appointed PJ Hass as the Assistant Fire Chief. Custer moved to accept the appointment of PJ Hass as the Assistant Fire Chief. Hartshorn seconded. Voting Yes: Custer, Hartshorn and Peterson. No: none. Abstain: Wilson. Motion carried.

Peterson appointed Alysha Johnson as the Assistance Chief Rescue. Custer moved to accept the appointment of Alysha Johnson as the Assistance Chief Rescue. Hartshorn seconded. Voting Yes: Custer, Hartshorn and Peterson. No: none. Abstain: Wilson. Motion carried.

Peterson appointed John Spader, Aaron Thornburg and Scott Ohle to the Planning Commission for a three year term of 2019 - 2021. Custer moved to accept the appointment of John Spader, Aaron Thornburg and Scott Ohle to the Planning Commission for a three year term of 2019 - 2021. Wilson seconded. Voting Yes: Custer, Wilson, Hartshorn and Peterson. No: none. Motion carried.

Peterson appointed Carolina Sabatka, Monica Blank and Patty Kettlehut to the Library Board for a two year term of 2019 - 2020. Custer moved to accept the appointment of Carolina Sabatka, Monica Blank and Patty Kettlehut to the Library Board for a two year term of 2019 - 2020. Wilson seconded. Voting Yes: Custer, Wilson, Hartshorn and Peterson. No: none. Motion carried.

No dog catcher was appointed at this time.

Solid Waste Management is supervised by the Chairperson, which is Scott Peterson.

Peterson appointed Doug Wilson as Water Commissioner. Custer moved to accept the appointment of Doug Wilson as Water Commissioner. Hartshorn seconded. Voting Yes: Custer, Hartshorn, Wilson and Peterson. No: none. Motion carried.

Peterson appointed Toni Rupe as Sewer Commissioner. Hartshorn moved to approve the appointment of Toni Rupe as Sewer Commissioner. Custer seconded. Voting Yes: Hartshorn, Custer, Wilson and Peterson. No: none. Motion carried.

Peterson appointed Tim Hartshorn as Street Commissioner. Custer moved to accept the appointment of Tim Hartshorn as Street Commissioner. Peterson seconded. Voting Yes: Custer, Peterson, Wilson and Hartshorn. No: none. Motion carried.

Peterson appointed Sophia Custer as Park Commissioner. Wilson moved to accept the appointment of Sophia Custer as Park Commissioner. Hartshorn seconded. Voting Yes: Wilson, Hartshorn, Custer and Peterson. No: none. Motion carried.

Peterson made the following Department appointments: Water - Wilson and Custer, Sewer - Rupe and Wilson, Police - Peterson and Hartshorn, Parks - Custer and Rupe, Streets - Hartshorn and Peterson. Hartshorn moved to approve Department appointments as: Water - Wilson and Custer, Sewer - Rupe and Wilson, Police - Peterson and Hartshorn, Parks - Custer and Rupe, Streets - Hartshorn and Peterson. Wilson seconded. Voting Yes: Hartshorn, Wilson, Custer and Peterson. No: none. Motion carried.

Hartshorn moved to create the Maintenance Subcommittee of Peterson and Custer. Wilson seconded. Voting Yes: Hartshorn, Wilson, Custer and Peterson. No: none. Motion carried.

VILLAGE BOARD OF TRUSTEES
PUBLIC HEARING AND REGULAR MEETING
DECEMBER 18, 2018

Hartshorn moved to create the Compost Site Security Subcommittee of Hartshorn and Peterson. Wilson seconded. Voting Yes: Hartshorn, Wilson, Custer and Peterson. No: none. Motion carried.

Peterson moved to designate the official posting places in both banks and Post Office. Discussion held. Motion failed due to a lack of a second.

Peterson moved to designate the official posting places in the Village Office, Post Office and CerescoBank. Custer seconded. Voting Yes: Peterson, Custer and Wilson. No: none. Abstain: Hartshorn. Motion carried. First Northeast Bank of Nebraska and the grocery store will also be used for posting the agendas.

Peterson moved to designate the financial institutions for deposits of Village funds as the CerescoBank and First Northeast Bank of Nebraska. Custer seconded. Voting Yes: Peterson, Custer and Wilson. No: none. Abstain: Hartshorn. Motion carried.

Roland reviewed: 1) Problems with the wwtp pumps being plugged up by wipes. He noted that even if the wipe shows it is disposable, it is not flushable. Discussion held. A flyer will be created regarding the problems with wipes to be delivered to each residence. 2) Problems with the D.O. Probe at the wwtp. 3) Shoring. 4) USDA information. 5) Problems with cars on the streets during snow removal. Information will be added to the flyer. 6) Bid for mole removal at the park. Additional bids will be obtained. 7) Utilities/Public Works Annual Conference.

Hartshorn moved to allow Roland to attend the 2019 Utilities/Public Works Annual Conference at a cost of \$350.00. Peterson seconded. Voting Yes: Hartshorn, Peterson, Wilson and Custer. No: none. Motion carried.

Hartshorn asked that the maintenance stay on top of potholes.

Steve Anderson reviewed the police report.

Peterson moved to new business. Marilyn Chapman with Zito Media was present to update the Board on the progress of fiber optics in Ceresco. Chapman will be walking the town to pass out flyers. Chapman will need to obtain a peddler's permit. Contacts are expected to be made with customers who have inquired about the fiber optics during the second week of January. A map of fiber optics was reviewed. Chapman will get clarification for the Board.

Kent Speicher, CPA with Erickson and Brooks, was present to review the annual audit. Speicher recommended to transfer \$47,378.72 from the debt service savings account to the general bank account. Speicher also recommended a policy for the use of purchase orders.

Hartshorn moved to approve 2017-2018 audit presented by Erickson and Brooks. Peterson seconded. Voting Yes: Hartshorn, Peterson, Custer and Wilson. No none. Motion carried.

The building inspector report was reviewed. **Wilson moved to accept the building inspector report as presented. Peterson seconded. Voting Yes: Wilson, Peterson, Custer and Hartshorn. No none. Motion carried.**

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

Claims were reviewed. **Hartshorn moved to approve the claims, including the additional claims presented at the meeting, with the addition of the City of Lincoln Radio Maintenance for \$410.00 for fire department expenses. Peterson seconded. Voting Yes: Hartshorn, Peterson, Custer and Wilson. No: none. Motion carried.** The approved claims are as follows: AFLAC \$432.72/ins; Ameritas Life Insurance \$51.78/insurance; Aqua-Chem \$86.30/wat; Blue Cross & Blue Shield \$2,812.09/ins; Bromm, Lindahl, ET AL \$750.00/gen; Card Services \$313.58/st, sew, gen; Carmel Most \$33.79/lib; Cash \$90.80/wat, lib, sew; Ceresco 60+ \$156.00/reimbursement; Fireguard \$492.33/fire, sew, lib, pol,

VILLAGE BOARD OF TRUSTEES
PUBLIC HEARING AND REGULAR MEETING
DECEMBER 18, 2018

wat, st, gen; Baker & Taylor \$182.61/lib; Barco \$694.15/st; Bomgaars \$106.93/st, sew; DASH \$71.90/sew; Delta Dental \$228.65/ins; FES \$500.00/gen; First Bankcard \$47.14/lib; Frontier Coop \$1,390.86/st, pol, wat, sew, prk; Greg Hall Electric \$2,600.00/prk; IIMC \$170.00/gen; Jackson Services \$263.63/gen, sew, wat, st, fire; JEO \$892.50/wat, sew; Krauter-Bosn \$210.60/sew; Menards \$107.72/sew, gen st; Midwest Labs \$170.25/sew; Nebraska Rural Water \$150.00/wat; Office \$167.97/gen, sew; OPPD \$4,466.62/electricity; Robidoux \$31.25/sew; Sam's Club \$315.24/lib; Sandy Tvrdy \$215.00/janitor; Subbert Plumbing \$350.00/sew; Sunbelt Rentals \$1,811.05/st; U.S. Post Office \$440.00/postage; Verizon \$189.33/phones; Wahoo Newspaper \$59.00/gen; Waste Connections \$4,509.81/gar; Windstream \$387.15/phones; Carquest Auto Parts \$73.63/st; J Jones LLC \$859.99/st; Municipal Supply \$978.10/wat; Nebraska Department of Revenue \$1,621.93/wat; USA Blue Book \$147.80/sew; Utility Service \$24,311.00/wat; City of Lincoln Radio Maintenance Shop \$410.00/fire; Payroll Liabilities: American Funds Investments \$792.06; Nebraska Department of Revenue \$584.79; United States Treasury \$4,281.62; Other Payroll Liabilities \$727.40; Payroll \$14,244.48.

The Library report was reviewed. **Peterson moved to approve the Library report as presented. Wilson seconded. Voting Yes: Peterson, Wilson, Custer and Hartshorn. No: none. Motion carried.**

The Fire Department report was reviewed. Wilson noted eight applications have been taken for new members. **Peterson moved to approve the Fire Department report as presented. Hartshorn seconded. Voting Yes: Peterson, Hartshorn, Custer and Wilson. No: none. Motion carried.**

The Street Subcommittee of Peterson and Hartshorn reviewed possible street project of Laura Lane and possibly sealing some streets. They will meet to discuss additional streets for the 1 & 6 Year Street Plan.

Lindgren requested to close the office on Christmas Eve and New Year's Eve. Discussion held. **Wilson moved to close the office on the 24th with the half day pay. Motion failed due to lack of a second.**

Custer moved for the office to be closed on Christmas Eve the 24th and New Year's Eve the 31st with the employees using ½ day of vacation for 2018. Peterson seconded. Voting Yes: Custer, Peterson, and Wilson. No: Hartshorn. Motion carried.

Community building rental fee was discussed and tabled to the January meeting.

Peterson moved to adjourn at 9:01 PM. Wilson seconded. Voting Yes: Peterson, Wilson, Custer and Hartshorn. No: none. Motion carried.

Scott Peterson, Chairman
Joan Lindgren, Clerk