

VILLAGE BOARD OF TRUSTEES  
REGULAR MEETING  
AUGUST 20, 2019

**Chairman Peterson called the meeting to order at 6:00 PM. 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 in the Board Chambers. Answering roll call: Peterson, Hartshorn, Custer, Rupe and Wilson. Also present: Steve Anderson, Steve Davison, Neil Johnson, Matthew Bergmeyer, Devon Liston, Lynn and Mary Maxson, Jim Kenney, Scott Black, Kyla Black, April Otto, Lori Heiss, Jory Heiss, Steve Shanahan, Nikki Grasma, Shawn Enger, Harriet Gould, Richard Novak and Joan Lindgren.**

**Wilson moved to approve the July 16, 2019 minutes as presented. Hartshorn noted that on page 2 “assistance” should be “assistant. Motion dies to lack of a second.**

**Peterson moved to approve the July 16, 2019 minutes with the change of “assistance” to “assistant” on page 2. Wilson seconded. Voting Yes: Peterson, Wilson and Rupe. Abstain: Custer and Hartshorn. No: none. Motion carried.**

**Rupe moved to approve the August 6, 2019 minutes as presented. Hartshorn seconded. Voting Yes: Rupe, Hartshorn, Custer and Peterson. Abstain: Wilson. No: none. Motion carried.**

**Wilson moved to approve the August 13, 2019 minutes as presented. Custer seconded. Voting Yes: Wilson, Custer, Hartshorn and Peterson. Abstain: Rupe. No: none. Motion carried.**

Steve Davison was present to discuss his request to close two alleys next to his property (704 2<sup>nd</sup>) and his mother-in-law’s alley (206 Ash). He has concerns of the complaint regarding his trailer being parked in the alley. Davison shared that he went around town and has taken pictures of all the alley violations. Custer shared concerns of closing the alley. Wilson stated a fire truck should be able to go through the alleys Village wide. Hartshorn noted he isn’t opposed with vacating an alley that all property owners are in agreeance. Hartshorn said he has talked to two property owners along the alley and a third beyond the alley and they are not in favor of closing the alley. Hartshorn also reviewed ordinance 4-208. The majority of the board was not in favor of closing the alley. The Ordinance will be reviewed at the September meeting. The clerk will contact other towns how they handle alley issues.

Lori and Jory Heiss were present to discuss the proposed chicken facility that is going in 50 feet from their property. Lori presented reports from the Lincoln/Lancaster County Planning Commission. The proposed route for the trucks is to come off Highway 77 onto Main Street, past the Elementary School, to County Rd 23, and south to Ashland Road. Rock Creek has said no to maintaining or constructing Ashland Road. The Raymond Central School Board unanimously voted against the farm, not only because of proximity to the high school, concerns of water, but also the Elementary School and significant amount of travel. There will be an average of twenty trucks per week that serve the site. The sixth week there will be six to seven turns of 380,000 chickens, which is over 2 million chickens a year. This doesn’t include the manure, and feed trucks. Jory voiced concerns of Main Street, the bridges and the size of trucks that are proposed to travel through Ceresco. Lori noted the reports can be found online, and also letters of opposition can be submitted online. The next hearing is September 4<sup>th</sup> at 1 PM.

Harriet Gould, President of the Raymond Central Board of Education spoke and said she strongly believes with the trucks coming past the Elementary School, and if the wind is out of the north, there will be problems with kids that have asthma and respiratory issues. The children will be impacted and days the chickens are moving the kids may need to stay inside. Her recommendation is for the town to pass a proposal to be in opposition to the farm. Peterson shared concerns of the truck traffic going by the Elementary school and kids driving to High School. Scott Black, Vice President of the Raymond Central Board of Education, noted the School Board discussed that it isn’t necessarily opposed to this type of operation. It is the location that is the biggest issue with the health, safety and welfare of the kids they need to be concerned with.

Rupe and Peterson will plan to attend the September 4<sup>th</sup> meeting, and information will be put on the Village website and Facebook.



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**Peterson moved that Rupe and Peterson will attend the Planning Commission meeting for the chicken farm proposal, in opposition, as representatives of the Ceresco Board of Trustees. Rupe seconded. Voting Yes: Peterson, Rupe, Wilson and Custer. No: none. Abstain: Hartshorn. Motion carried.**

Nikki Grasma and Shawn Enger with SUEZ were present to review the water tower maintenance program. Enger is taking Grasma's spot as she moves into a new position with the company. Discussion of the current water tower maintenance program was held. The exterior painting is scheduled for 2021, and the interior painting is scheduled for 2025. Hartshorn's recommendation is to continue the contract with SUEZ and not lessen the amount of clean outs.

**Hartshorn moved to continue the contract with SUEZ for the water tower maintenance program. Peterson seconded. Voting Yes: Hartshorn, Peterson, Rupe, Custer and Wilson. No: none. Motion carried.**

There were no updates on Zito Media.

April Otto and Richard Novak were present to review the CYRA Agreement. Custer reviewed the Agreement was started in 2014, but hasn't been signed. It has now been updated. Otto shared an expense sheet for the CYRA. Otto started working with the ball program in 2012. The CYRA buys the uniforms for the kids, and then uniforms are returned at the end of the year. Helmets and bats are available for kids. T-ball shirts are also purchased at \$15 apiece. There were four t-ball teams this year with an average of ten players on each team. The kids keep the shirts. There are four - five T's purchased a year, balls at \$4 - \$5 apiece, and every team is allowed to go to an extra tournament that is paid for by the CYRA. Ceresco is in the Blue River League. The CYRA is strictly volunteer. Sign up cost is very low. Concerns from the Village Board included 1) cleanup after games, 2) lack of communication - preparing the ballfield and then games cancelled, which has also happened in past years. Otto said they use a Google calendar, but it doesn't send out a notification when it is updated. She also didn't think the schedule needed to be posted at the concession stand (pg. 4, 8c of Agreement). Rupe asked if a Google alert could be set up to email. Hartshorn asked if an email could be sent when she make a change to the calendar. The clerk's email address, the office phone, and the clerk's personal cell will be used as contact information. Otto presented the CYRA insurance policies. The agreement was discussed. Hartshorn questioned pg. 4, 8d of the agreement regarding the CYRA exclusive use of the fields. Hartshorn suggested the Village should have the first choice for scheduling an event on the field, and the CYRA has the next choice. Games start the first week of May, and rosters are turned in by February 1<sup>st</sup>. Using the school ballfield more was mentioned. Custer shared concerns of the bathrooms not being cleaned as well as they should be. Peterson recommended that Rupe and Custer get together with Otto and Novak to discuss the Agreement. Novak commented that Ceresco's field is one of the best in the league, and Lynn Maxson's hard work doesn't go unnoticed.

Wilson left the meeting at 7:02 PM due to illness.

Neil Johnson, Matthew Bergmeyer and Devon Liston were present from Small DataTech. An antenna has been placed on the south side of the water tower. Nikki Grasma offered Johnson to contact her for recommendations on how to install an antenna on the water tower. Johnson noted that he will need meter id's. Bergmeyer reviewed a water loss chart, which showed the cost of water loss can be substantial to communities. Johnson will meet with Roland to review the number of remote meters currently installed.

An email from Ken Halvorsen with the Nebraska Rural Water regarding Board Training was reviewed. Peterson will contact Halvorsen.

Kyla Black asked about a community calendar. The Village website calendar will be updated.

Anderson shared the police report. 1) Concerns of drivers passing buses with the arm out was discussed.



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Peterson asked if the School Board has looked at cameras on the buses. Scott Black said he brought it up a year or two ago, and the cost was prohibitive. Black will bring it up again. 2) A dog running at large violation was discussed.

Jim Kenney, the new building inspector, was present for his report. Hartshorn asked Kenney's thoughts of the 2009 vs 2012 code changes. Kenney said it is in your best interest to adopt a newer code, but not necessarily the newest code. He also recommended adopting the Lincoln amendments to the code. Kenney noted new codes are always better in his opinion. Changes to the codes are made reactively, because something terrible has happened somewhere for the code to be developed. Also there are new types of building materials in the new codes.

Appointing a new assistant building inspector was discussed. Bob Walla doesn't want to continue as the assistant building inspector. Steve Davison said he might be interested in the position. Peterson requested the position be posted for the next regular meeting.

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

Claims were reviewed. **Rupe moved to approve the claims, with the additional claim sheet provided. Custer seconded. Voting Yes: Rupe, Custer, Hartshorn and Peterson. No: None. Motion carried. The approved claims are as follows: AFLAC \$432.72/ins; Ameritas Life \$51.78/ins; Aqua-Chem \$106.30/wat; Baker & Taylor \$105.96/lib; Blue Cross & Blue Shield \$3,198.88/health ins; Caitlin Eisenmann \$75.00/refund; Ceresco 60+ \$81.00; CerescoBank Insurance \$40.00/gen; Bomgaars \$355.02/st, comp; Delta Dental \$228.65/ins; Frontier Coop \$1,056.76/fuel and propane; Helena Chemical \$1,080.00/st, prk, sew, wat, gen; Hermance Construction \$317.00/wat; Husker Lock & Key \$112.50/comp; Hydro Optimization \$768.00/sew; Interstate All Battery \$46.80/gen; International Code Council \$135.00/gen; Iowa Pump Works \$1,794.00/wat; Jackson Services \$143.15/uniforms & mats; Menards \$194.74/st, sew, wat, gen, fire; Midwest Laboratories \$126.53/sew; Municipal Supply of Omaha \$690.47/wat; Momar \$770.19/sew; Nebraska Department of Agriculture \$175.00/gen; Nebraska Notary Association \$60.80/gen; Nebraska Public Health Environmental Lab \$602.00/wat; OPPD \$4,918.40/electricity; Raymond Central Public Schools \$982.50/gen; Sam's Club \$575.30/lib, pol, gen; Sandy Tvrdy \$215.00/gen; Simons Home Store \$44.82/st; Tim Hartshorn \$272.78/printer; U.S. Post Office \$195.00/postage; Utility Services \$3,213.90/wat; Verizon Wireless \$165.17/phones; Wahoo/Waverly Adv \$114.50/gen; Wahoo Auto Parts \$21.12/prk; Wahoo Concrete \$3,878.75/st; Windstream \$390.76/phones; Nebraska Department of Revenue \$1,665.68/sales tax; Payroll Liabilities: American Funds Investment \$591.56; Nebraska Department of Labor \$99.40; Nebraska Department of Revenue \$1,025.84; United States Treasury \$7,608.92; Other Payroll Liabilities \$1,091.10; Payroll \$9,419.57**

Maxson noted the newly planted trees are doing well. Bids for the tree north of scout hall was discussed. Kyle Black mentioned a tree that is touching the roof of the fire barn. The maintenance guys will be asked to take a look. Discussed was bagworms in local trees. Information on bagworms will be posted on social media.

**Hartshorn moved to accept the July Library Report as presented. Rupe seconded. Voting Yes: Hartshorn, Rupe, Custer and Peterson. No: none. Motion carried.**

**Rupe moved to approve the appointment of Kim Hudson to the Library Board. Peterson seconded. Voting Yes: Rupe, Peterson, Custer and Hartshorn. No: none. Motion carried.**

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

The gates are now being locked at the compost site. Discussion held.

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Lindgren reviewed a request from the Covenant Church to waive the fee to use the Community Building for a mission trip fund raiser. They would pay the refundable deposit. Discussion held. The Board agreed rentals, such as Churches, Schools, 4-H, etc., would be on a case by case basis by a Subcommittee.

**Rupe moved not to charge the Ceresco Covenant Church for the rental of the Community Building for their event, but with the refundable deposit due. Custer seconded. Voting Yes: Rupe, Custer and Peterson. Abstain: Hartshorn. No: none. Motion carried.**

Changing the Community Building policy to include waiving the fee was discussed.

**Rupe moved to create a Community Building Rental Subcommittee of Rupe and Custer to first make edits to the agreement and policies, and then go from there. Hartshorn seconded. Voting Yes: Rupe, Hartshorn, Custer and Peterson. No: none. Motion carried.**

Employee Evaluations were scheduled for Thursday, September 5<sup>th</sup> at 4:30 PM.

The next Zoning Ordinance and Subdivision Regulation meeting was scheduled for Thursday, September 26<sup>th</sup> at 5:00 PM.

The Annual Certification of Program Compliance to the Nebraska Board of Public Roads Classification and Standards was reviewed.

**WHEREUPON, the Chair announced that the introduction of Resolution 2019-5 was now in order. A Resolution for the signing of the Municipal Annual Certification of Program Compliance Form 2019.**

**Resolution 2019-5 was introduced by Board Member Hartshorn and is set forth in full as follows, to wit:**

**Whereas:** State of Nebraska Statutes, sections 39-2115, 39-2119, 39-2120, 39-2121, and 39-2520(2), requires an annual certification of program compliance to the Nebraska Board of Public Roads Classifications and Standards; and

**Whereas:** State of Nebraska Statute, section 39-2120 also requires that the annual certification of program compliance by each municipality shall be signed by the Mayor or Village Board Chairperson and shall include a copy of a resolution of the governing body of the municipality authorizing the signing of the certification form.

**WHEREUPON, Board Member Hartshorn moved that said Resolution 2019-5 be approved. Board Member Rupe seconded this motion. No further discussion was required.**

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

**WHEREUPON, the Chair declared that the Motion having been approved by a majority of the votes cast, said Resolution 2019-5 is approved and adopted.**

The OPPD Community Solar Program was mentioned and the email will be forwarded to Board Members for further review.

An invitation to the Community Health Improvement Planning at the Saunders County Medical Center was mentioned.

The Davey Monopole Cell Tower upgrades were reviewed. Lindgren noted we are waiting for the permit.



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The League of Nebraska Municipalities Annual Conference was mentioned.

Peterson brought up with all the Subcommittees that are there to help make decisions, we need to be clear that if there is a disagreement, we give the person information that they can come to the Board for a final decision.

Steve Davison questioned if the building inspector trumps the Board. Davison has concerns of how his plans were changed, which he believes will cause a drainage issue with the sidewalk at 206 Ash Street. Discussion held. The Board agreed the Board can override the building inspector. An appeal to the Board can be made if there is a disagreement.

**Hartshorn moved to adjourn at 8:49 PM. Peterson seconded. Voting Yes: Hartshorn, Peterson, Custer and Rupe. No: none. Motion carried.**

Scott Peterson, Chairman  
Joan Lindgren, Clerk