

VILLAGE BOARD OF TRUSTEES
PUBLIC HEARING AND REGULAR MEETING
SEPTEMBER 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, Custer and Sklenar. Also present: Kent Speicher, Ethan Anderson, Dylan Dreier, Steve Anderson, Joan & Arnold Eivins, Tammy Sharping, Susan Johnson, Donna Basler, Lynn Maxson, Brian Roland, Brady Nelson and Joan Lindgren.

Nelson moved to open the Public Hearing for the proposed Fiscal Year 2018-2019 budget at 6:02 PM. Peterson seconded. Voting Yes: Nelson, Peterson, Hartshorn, Custer and Sklenar. No: none. Motion carried.

Speicher recapped the budget summary. The beginning cash is about \$832,710. The ending balance is \$454,600, which doesn't include the reserve. Speicher reviewed the lid computation form. The State levy limit is .45 cents. The total levy for Ceresco has decreased by 0.000141.

There were no public comments.

Nelson moved to close the Public Hearing for the 2018-19 proposed budget at 6:12 PM. Peterson seconded. Voting Yes: Nelson, Peterson, Hartshorn, Custer and Sklenar. No: none. Motion carried.

Nelson moved to open the Special Hearing to set the final tax request for the proposed Fiscal Year 2018-2019 budget at 6:13 PM. Hartshorn seconded. Voting Yes: Nelson, Hartshorn, Custer, Sklenar and Peterson. No: none. Motion carried.

Speicher noted there was a significant increase in valuation. There were no comments from the public.

Nelson moved to close the Special Hearing to set the final tax request for the proposed Fiscal Year 2018-2019 budget at 6:14 PM. Peterson seconded. Voting Yes: Nelson, Peterson, Hartshorn, Custer and Sklenar. No: none. Motion carried.

Nelson opened the Regular Meeting at 6:15 PM.

Nelson moved to approve the 1% increase for the 2018-2019 Fiscal Year budget. Peterson seconded. Voting Yes: Nelson, Peterson, Custer and Sklenar. No: Hartshorn. Motion carried.

**Ordinance 2018-8 was introduced by Chairman Nelson and is set forth in full as follows, to wit:
AN ORDINANCE TO ADOPT THE BUDGET STATEMENT TO BE TERMED THE ANNUAL APPROPRIATION BILL; TO APPROPRIATE SUMS FOR NECESSARY EXPENSES AND LIABILITIES; TO PROVIDE FOR AN EFFECTIVE DATE.**

BE IT ORDAINED BY THE CHAIRPERSON AND THE VILLAGE BOARD OF THE VILLAGE OF CERESCO, NEBRASKA.

Section 1. That after complying with all procedures required by law, the budget presented and set forth in the budget statement is hereby approved as the Annual Appropriation Bill for the fiscal year beginning October 1, 2018, through September 30, 2019. All sums of money contained in the budget statement are hereby appropriated for the necessary expenses and liabilities of the Village of Ceresco, Nebraska. A copy of the budget document shall be forwarded as provided by law to the Auditor of Public Accounts, State Capitol, Lincoln, Nebraska, and to the County Clerk of Saunders County, Nebraska, for use by the levying authority.

Section 2. This ordinance shall take effect and be in full force from and after its passage, approval, and publication or posting as required by law.

Chairman Nelson moved that the statutory rules in regard to the passage and adoption of Ordinance 2018-8 be suspended so that said ordinance might be introduced, read by title, and then moved for final passage at the same meeting, and also to adopt Ordinance 2018-8 to approve the Annual

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Appropriation Bill for the fiscal year beginning October 1, 2018 through September 30, 2019. Board Member Peterson 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 for Ordinance 2018-8 and also to adopt Ordinance 2018-8 to approve the Annual Appropriation Bill for the fiscal year beginning October 1, 2018 through September 30, 2019. Yeas: Nelson, Peterson, Hartshorn, Custer and Sklenar. Nays: none. Motion carried.

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 Ordinance 2018-8 be suspended and that Ordinance 2018-8 be approved, passed and adopted as an Ordinance of the Village of Ceresco, Nebraska.

WHEREUPON, the Chair announced that the introduction of Resolution 2018-12 was now in order.

Resolution 2018-12 was introduced by Chairman Nelson and is set forth in full as follows, to wit:

WHEREAS, Nebraska Revised Statute 77-1601.02 provides that the property tax request for the prior year shall be the property tax request for the current year for purposes of the levy set by the County Board of Equalization unless the Governing Body of the Village of Ceresco passes by a majority vote a resolution or ordinance setting the tax request at a different amount; and

WHEREAS, a special public hearing was held as required by law to hear and consider comments concerning the property tax request; and

WHEREAS, it is in the best interests of the Village of Ceresco that the property tax request for the current year be a different amount than the property tax request for the prior year.

NOW, THEREFORE, the Governing Body of the Village of Ceresco by a majority vote resolves that:

1. The 2018-19 property tax request be set as follows:

	<u>Tax Request</u>	<u>Levy per \$100 of Valuation</u>
General Fund	\$125,947	\$.231544
Bond Fund	<u>163,986</u>	<u>.301477</u>
Total	<u>\$289,933</u>	<u>\$.533021</u>

2. A copy of this resolution be certified and forwarded to the County Clerk prior to October 13, 2018.

WHEREUPON, Chairman Nelson moved that said Resolution 2018-12 be approved. Board Member Peterson seconded this motion. Discussion held.

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

WHEREUPON, the Chair declared that the Motion having been approved by a majority of the votes cast, said Resolution 2018-12 is approved and adopted.

The updated budget agreement was reviewed. Hartshorn moved to approve the revised budget agreement with Erickson & Brooks with the fee not to exceed \$3,100.00 for the 2018-2019 budget. Sklenar seconded. Voting Yes: Hartshorn, Sklenar, Custer, Peterson and Nelson. No: none. Motion carried.

The audit agreement was reviewed. Hartshorn moved to approve the agreement to do the audit with

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Erickson & Brooks with a fee up to \$9,200.00 for the year ending September 30, 2018. Peterson seconded. Voting Yes: Hartshorn, Peterson, Custer, Sklenar and Nelson. No: none. Motion carried.

Peterson moved to approve the August 21, 2018 minutes. Sklenar seconded. Discussion held. Hartshorn noted the 2 million should be dollars. Voting Yes: Peterson, Sklenar, Custer and Nelson. No: none. Abstain: Hartshorn. Motion carried.

Peterson moved to approve the September 4, 2018 minutes as presented. Sklenar seconded. Voting Yes: Peterson, Sklenar, Hartshorn and Nelson. No: none. Abstain: Custer. Motion carried.

Nelson moved to approve the September 11, 2018 minutes as presented. Peterson seconded. Voting Yes: Nelson, Peterson, Custer and Sklenar. No: none. Abstain: Hartshorn. Motion carried.

Ethan Anderson reported on the conditions of sidewalks he has inspected. He noted that almost all of the sidewalks in the west part of town have some degree of damage. It is the homeowner's responsibility to maintain the sidewalks. Further information will be obtained for measurements and ADA compliance.

Roland reviewed 1) water samples, 2) generator at the water tower, and 3) sewer plant issues.

The culvert at 2nd & Pine was discussed. Raising the culvert under 2nd Street was suggested. Arnold and Joan Eivins were present regarding the culvert. Discussion held. **Hartshorn moved to create a Subcommittee for the culvert at 2nd & Pine Street of Peterson and Nelson. Sklenar seconded. Voting Yes: Hartshorn, Sklenar and Custer. No: none. Abstain: Peterson and Nelson. Motion carried.**

Tammy Sharping, Susan Johnson and Donna Basler were present to discuss the problem with mosquitos. Ethan Anderson suggested Lavender, Catnip and the Osage tree, which are natural mosquito repellents. The clerk will contact other communities to find out how they repel mosquitos.

Steve Anderson reviewed the police report.

There was no building inspector report, but Lindgren reviewed a request for a garage.

The Treasurer's Report was reviewed. **Hartshorn moved to accept the Treasurer's Report, as presented. Nelson seconded. Voting Yes: Hartshorn, Nelson, Peterson, Custer and Sklenar. No: none. Motion carried.**

Nelson moved to transfer an additional \$21,000.00 from the General Fund to the Park & Recreation Fund. Peterson seconded. Yes: Nelson, Peterson, Hartshorn, Sklenar and Custer. No: none. Motion carried.

Claims were reviewed. **Peterson moved to approve the claims, as presented. Nelson seconded. Voting Yes: Peterson, Nelson, Hartshorn, Custer and Sklenar. No: none. Motion carried. The approved claims are as follows: A-Team Pest Control \$60.00/gen; Ameritas Life \$51.78/ins; Blue Cross & Blue Shield \$2,812.09/health ins; Cash \$27.07/sew, gen; Ceresco 60+ \$88.50/reimbursement; Baker & Taylor \$88.65/lib; Bomgaars \$216.75/st, wat, prk; Bromm, Lindahl, ET AL \$232.00/gen, st; Delta Dental \$228.65/ins; First Bankcard \$299.57/lib; Frontier Coop \$671.26/st, pol, wat, sew, prk; GFG Agriproducts \$284.50/park, gen, sew, wat, st; Helena Chemical \$956.50/prk, gen, wat, sew, st; Klute Truck \$96.91/ wat, prk; Husker Lock & Key \$45.00/gen, st, sew, wat; Hydro Optimization & Automation Solutions \$1,257.500/sew; Jackson Services \$137.01/uniforms & mats; League of NE Municipalities Utilities \$493.00/wat, sew; Menards \$154.78/gen; Midwest Labs \$193.03/sew; Nebraska Department of Agriculture \$175.00/gen; Nebraska Department of Revenue \$25.00/compost; Nebraska Public Health Environmental Lab \$83.00/wat; Office Depot Business Credit \$499.92/gen; OPPD /\$5,075.17/electricity; Platte Valley Equipment \$126.08/prk; Prague Insurance \$2,243.00/insurance; Sam's Club \$396.02/prk; Sandy Tvrdy \$215.00/janitor; Schwarz Paper Co \$124.68/gen; Simons Home Store \$6.01/wat; Small Engine Specialists \$25.76/st; USA Blue Book \$144.91/wat; U.S. Post Office \$120.00/postage; Verizon \$188.67/phones; Wahoo Auto Parts**

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\$13.58/st, wat, sew; Wahoo Metal Products \$19.40/st; Wahoo/Waverly Adv \$146.38/gen; Windstream \$383.43/phones; Waste Connections \$4,586.36/gar; Zee Medical \$15.00/sew; Three Rivers Health Department \$225.00/fire; Nebraska Department of Revenue \$1,835.33/sales tax; Payroll Liabilities: AFLAC \$432.72; American Funds Investment \$480.92; Nebraska Department of Revenue \$533.27; United States Treasury \$4,019.32; Other Payroll Liabilities \$727.40; Payroll \$14,460.22

Peterson asked Maxson about the Osage Tree.

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

The Fire Department report was reviewed. Hartshorn moved to approve the Fire Department report as presented. Peterson seconded. Voting Yes: Hartshorn, Peterson, Custer, Sklenar and Nelson. No: none. Motion carried.

Nelson reviewed he is working on the compost security.

Lindgren noted the audit is scheduled for October 24th.

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

Ordinance 2018-7 was tabled to later in the meeting.

Ordinance 2018-6 now comes on for second reading. AN ORDINANCE OF THE VILLAGE OF CERESCO, SAUNDERS COUNTY, NEBRASKA, TO AMEND CHAPTER 4, VEHICLES AND TRAFFIC, AND IN PARTICULAR, ARTICLE 2 PARKING, SECTION 4-225, PROHIBITED PARKING, SUBPARAGRAPH A. BY ADDING THERETO THAT THERE SHALL BE NO VEHICULAR PARKING ON MAIN STREET, ON BOTH SIDES, FROM U. S. HIGHWAY 77 TO PRECINCT ROAD;

Discussion held.

WHEREUPON, Chairman Nelson moved that said Ordinance 2018-6 be approved upon its second reading and its title agreed to, with the addition of the "exception". Board Member Sklenar 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: Nelson, Sklenar, Custer and Peterson. Nays: none. Abstain: Hartshorn.

WHEREUPON, the Chair declared said Ordinance 2018-6 be approved on its second reading and its title agreed to and that the third reading of Ordinance 2018-6 be on the next Agenda of a meeting of the Board of Trustees.

Ordinance 2018-4 now comes on for third reading. AN ORDINANCE OF THE VILLAGE OF CERESCO, SAUNDERS COUNTY, NEBRASKA, TO AMEND CHAPTER 7, ARTICLE 5 OF THE MUNICIPAL CODE OF THE VILLAGE OF CERESCO, NEBRASKA, AND SPECIFICALLY, SECTION 7-508: BURNING AND COMPOSTING SITE; FEE, BY MAKING AN EXCEPTION TO PERMIT RURAL WATER USERS WHO ARE NOT INHABITANTS OF THE VILLAGE TO USE THE BURNING AND COMPOSTING SITE AND SHALL BE ADDED ONTO THE STATEMENTS OF ALL VILLAGE WATER CONSUMERS, AS A SURCHARGE, FOR AN AMOUNT AS SET BY THE VILLAGE BOARD AND FILED IN THE OFFICE OF THE VILLAGE CLERK.

Discussion held.

WHEREUPON, Chairman Nelson moved that said Ordinance 2018-4 be approved by its third reading and its title agreed to. Board Member Hartshorn seconded this motion.

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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: Nelson, Hartshorn, Custer, Sklenar and Peterson. Nays: none. Motion carried.

WHEREUPON, the Chair declared that a majority of the members of the Board having voted in the affirmative for the passage and approval of said Ordinance No. 2018-4, the Chair declared Ordinance No. 2018-4 to have been duly passed and adopted as an Ordinance of the Village of Ceresco, Saunders County, Nebraska.

Ordinance 2018-5 now comes on for third reading. AN ORDINANCE OF THE VILLAGE OF CERESCO, NEBRASKA, PROVIDING FOR OPERATION OF GOLF CARTS IN THE VILLAGE, REPEALING ALL PRIOR ORDINANCES OR PARTS IN CONFLICT.

Discussion held regarding gas powered golf carts. There is nothing in the Ordinances that would prohibit a gas powered golf cart.

WHEREUPON, Chairman Nelson moved that said Ordinance 2018-5 be approved by its third reading and its title agreed to. Board Member Sklenar 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: Nelson, Sklenar, Custer and Peterson. Nays: Hartshorn. Motion carried.

WHEREUPON, the Chair declared that a majority of the members of the Board having voted in the affirmative for the passage and approval of said Ordinance No. 2018-5, the Chair declared Ordinance No. 2018-5 to have been duly passed and adopted as an Ordinance of the Village of Ceresco, Saunders County, Nebraska.

Hartshorn moved to table Resolution 2018-8 until Hartshorn and Custer can meet. Nelson seconded. Voting Yes: Hartshorn, Nelson, Custer, Sklenar and Peterson. No: none. Motion carried.

An addendum to the well maintenance contract for a pitless adapter for well 5 was reviewed. Hartshorn moved to approve the contract with SUEZ to replace the pitless well adapter on well 5 for \$13,800.00 spread over 5 years for 5 equal payments of \$2,760.00 a year. Peterson seconded. Voting Yes: Hartshorn, Peterson, Custer, Sklenar and Nelson. No: none. Motion carried.

A bid from E.T. Windows to repair the community building windows was reviewed. Hartshorn moved to accept the bid from E.T. Windows & Door Repair to fix 12 windows in the community building for a total of \$1,657.00. Custer seconded. Voting Yes: Hartshorn, Custer, Sklenar, Peterson and Nelson. No: none. Motion carried.

A bid from Schmader Electric Construction for updating or replacing two sirens was reviewed. Lindgren reviewed grant money that may be available to pay for the sirens. Discussion held. Nelson moved to approve the bid from Schmader Electric regarding the two north sirens to be converted into one radio control siren for the cost of \$24,500.00 to be split with the fire department using MFO money, unless there is a grant available from SENDD that we can use in the near future. Peterson seconded. Voting Yes: Nelson, Peterson, Hartshorn, Custer and Sklenar. No: none. Motion carried.

Lindgren reviewed we are waiting for a new bid for tennis court lights.

Nelson reviewed the need to address the rumor of Sid Dillon moving out of town. Discussion held. Nelson will contact Sid Dillon.

Hartshorn moved to enter executive session for the purpose of discussion personnel wages. Nelson seconded. Voting Yes: Hartshorn, Nelson, Peterson, Sklenar and Custer. No: none. Motion carried.

Chairman Nelson announced the purpose of the closed session is to discuss personnel wages and

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commenced at 8:22 PM.

Chairman Nelson resumed Regular Session at 9:01 PM from the closed session to discuss personnel wages.

Nelson moved to extend the meeting 15 minutes. Custer seconded. Voting Yes: Nelson, Custer, Peterson and Hartshorn. No: Sklenar. Motion carried.

Hartshorn moved to enter executive session for the purpose of continuing the discussion of personnel wages. Peterson seconded. Voting Yes: Hartshorn, Peterson, Custer, Sklenar and Nelson. No: none. Motion carried.

Chairman Nelson announced the purpose of the closed session is to continue the discussion of personnel wages and commenced at 9:02 PM.

Chairman Nelson resumed Regular Session at 9:16 PM from the closed session to continue the discussion of personnel wages.

Nelson moved to extend the meeting another 5 minutes. Peterson seconded. Voting Yes: Nelson, Peterson, Custer, Hartshorn, Custer and Sklenar. No: none. Motion carried.

WHEREUPON, the Chair announced that the introduction of Ordinance 2018-7 was now in order.

Ordinance 2018-7 was introduced by Chairman Nelson and is set forth in full as follows, to wit:

AN ORDINANCE TO AMEND THE WAGES AND SALARIES OF CERTAIN OFFICERS, APPOINTEES, AND 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 October 1, 2018:

<u>POSITION</u>	<u>WAGES OR SALARY</u>
Clerk/Treasurer	\$ <u>23.30</u> Per Hour
Maintenance Supervisor/Water-Sewer Operator	\$ <u>23.10</u> Per Hour
Streets and Parks Maintenance Worker	\$ <u>20.40</u> Per Hour
Police Chief	\$ <u>21.30</u> Per Hour
Assistant Police Chief	\$ <u>20.00</u> Per Hour
Police Officer less than 6 months of employment	\$ <u>18.50</u> Per Hour
Police Officer more than 6 months of employment	\$ <u>19.00</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

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Zoning Administrator	\$ <u>0.00</u> Per Month
Head Librarian	\$ <u>15.90</u> Per Hour
Assistant Librarian	\$ <u>10.85</u> Per Hour
Library Assistant	\$ <u>9.75</u> Per Hour
Office Assistant	\$ <u>13.50</u> Per Hour
Maintenance Worker II less than 1 year of employment	\$ <u>12.00</u> Per Hour
Maintenance Worker II more than 1 year of employment	\$ <u>12.75</u> Per Hour

Section 2. Full-time personnel shall be offered Health & Hospitalization, 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 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.

Section 3. The Board of Trustees has the authority to award a merit pay increase to employees as they determine.

Section 4. That all Ordinances or parts of Ordinances passed and approved prior to the passage, approval, and publication of this Ordinance, and in conflict herewith, are hereby repealed.

Section 5. This Ordinance shall be in full force and effect from and after its passage, adoption, and publication as provided by law.

Chairman Nelson 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 Peterson 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: Nelson, Peterson, Hartshorn, Custer and Sklenar. 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 2018-7 might be read by title and then moved for final passage at the same meeting.

Chairman Nelson moved that said Ordinance 2018-7 be approved and passed and its title agreed to. Board Member Custer 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: Nelson, Custer, Peterson, Hartshorn and Sklenar. Nays: none.

WHEREUPON, the Chair declared said Ordinance 2018-7 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 his name thereto, and the Clerk attested said signature of the Chair by subscribing

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her name thereto and affixing thereon the seal of the Village of Ceresco, Nebraska.

A letter of resignation from Board Member Jean Sklenar was reviewed. **Nelson moved to accept the resignation of Jean Sklenar effective at midnight, September 18, 2018. Peterson seconded. Voting Yes: Nelson, Peterson, Custer, Hartshorn and Sklenar. No: none. Motion carried.**

Peterson volunteered to fill Sklenar's Maintenance Subcommittee position for the rest of the year.

Nelson instructed the clerk to post the vacancy and place the filling of the vacancy on the agenda of the next regular meeting.

Peterson moved to adjourn at 9:21 PM. Hartshorn seconded. Voting Yes: Peterson, Hartshorn, Custer, Sklenar and Nelson. No: none. Motion carried.

Spencer Nelson, Chairman
Joan Lindgren, Clerk