

VILLAGE BOARD OF TRUSTEE
SPECIAL MEETING
DECEMBER 1, 2021

Rupe called the meeting to order at 6:00 PM in the Ceresco Community Room. Board Members had been given the agenda and supporting documents. Notices were posted in the Village Office, Ceresco Post Office and CerescoBank. Rupe pointed out the Open Meeting Law Act posted on the wall of the Community Room. Answering roll call: Rupe, Ubben, Custer, Ruble and Eggleston. Also present: Makenna Gehle, Maddie Peterson, Tammy Sharping, Bonnie Nelson, Richard Novak, Jody Anderson, Chris Haar, Tim Hartshorn, Kim and Toby Miller, Steve Anderson and Joan Lindgren.

The Pledge of Allegiance was recited.

Anderson reviewed the ordinance violation process. Tammy Sharping shared concerns of the cost of the letters sent and not being contacted personally. They have put a retaining wall in for off street parking. Tim Hartshorn questioned if all letters were sent as nuisance violations, and noted parking violations are not nuisances, and felt the town was getting nit-picky. Anderson noted the letters were complaint driven. Bonnie Nelson questioned if the officer came on personal property. Her letter indicated there was trash in the back of their pickup, but it was only twigs and limbs. She feels it could have been sent in a different manner.

Rupe noted the certified letters were recommended by the lawyer in order to take legal action. Residents at the meeting questioned how they would know if they are removed from the list. Rupe requested a follow up letter be mailed once issues are resolved from the list.

Hartshorn requested the list, if possible. The attorney will be contacted. He also noted that he had requested an appeal hearing and didn't receive one. He said it's been more than 14 days, and the nuisance notification was nullified by that. Hartshorn noted there were five items on his list, a chevy truck – which he said has been moved, two trailers, two riding lawnmowers, a boat, and miscellaneous trash. Hartshorn suggested updating the nuisance ordinances. Hartshorn asked if it is agreed that his nuisances, at this point, violations have been taken care of. The Board agreed.

Travis Reitz asked about his licensed trailer sitting on rock in front of his house in the right-of-way. The Board agreed he is not in violation.

Toby Miller questioned street right-of-way, and shared concerns of unlicensed trailers in the 1st Street right-of-way, and asked if he also could park his licensed vehicles there.

Rupe thanked those residents present for talking and educating the Board on how to move forward and do things better next time.

Eggleston moved to approve the October 19, 2021 minutes as presented. Ruble seconded. Voting Yeas: Eggleston, Ruble, Custer, Ubben and Rupe. Voting Nays: none. Motion carried.

Eggleston moved to approve the minutes for the emergency meeting on November 23, 2021 as presented. Ruble seconded. Voting Yeas: Eggleston, Ruble, Custer, Ubben and Rupe. Voting Nays: none. Motion carried.

Custer moved to approve the Treasurer's Report as presented. Ubben seconded. Voting Yeas: Custer, Ubben, Ruble, Eggleston and Rupe. Nays: none. Motion carried.

Custer moved to approve the claim to JEO for 8,045.00. Ruble seconded. Voting Yeas: Custer, Ruble, Eggleston and Ubben. Nays: none. Abstain: Rupe. Motion carried.

Claims were reviewed. Eggleston moved to approve the claims as presented. Custer seconded. Voting Yeas: Eggleston, Custer, Ubben, Ruble and Rupe. Nays: none. Motion carried. The approved claims are as follows: A to Z Radon Solutions \$1,225.00/lib; AFLAC \$268.92/ins; Ameritas Life \$24.35/ins; Aqua-Chem \$110.47/wat; Brian Roland \$100.89/wat; Bromm, Lindahl ET AL \$201.50/gen; Card Services \$8.82/gen; Carquest \$258.94/st, prk; Cash \$79.90/prk, gen; Ceresco 60+ \$332.00/gen; Baker & Taylor \$218.98/lib; Delta Dental \$139.23/ins; Eakes Office \$27.52/gen; First National Bank of Omaha \$1,150.37/gen, wat; Frontier

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Coop \$661.52/fuel; Jackson Services \$139.82/uniforms & mats; Kelly Supply Co \$137.02/sew; Menards \$327.84/st, wat, sew; Midwest Laboratories \$24.05/sew; Municipal Supply of Omaha \$2,506.54/wat; Nebraska Dept of Environment & Energy \$115.00/wat; Nebraska Dept of Revenue \$25.00/comp; Nebraska Dept of Revenue \$2,908.19/sales tax; Nebraska Public Health Environmental Lab \$30.00/wat; NMC \$37.06/st; OPPD \$4,327.05/electric; Orkin \$694.40/prk; Personal Concepts \$15.90/gen; Prague Insurance Agency \$912.00/st, fire, pol; Sam's Club \$485.22/lib, pol, gen; Samantha Evans \$75.00/gen; Sandy Tvrdy \$315.00/gen, prk; Simon's Home Store \$11.36/comp; Ty's Outdoor Power \$410.31/prk; Utility Services \$3,567.43/wat; U.S. Post Office \$328.87/postage; Verizon \$173.10/phones; Wahoo Auto Parts \$217.77/wat/sew; Waste Connections of NE \$5,418.12/trash; Windstream \$402.85/phones; Payroll Liabilities: Nebraska Dept of Revenue \$986.16; Nebraska Dept of Labor \$40.32; American Funds Investment \$855.22; United States Treasury \$6,328.90; Payroll \$15,159.03.

Ordinance 2021-5 now comes on for third reading. AN ORDINANCE OF THE VILLAGE OF CERESCO, SAUNDERS COUNTY, NEBRASKA, TO AMEND CHAPTER 6, PUBLIC WAYS AND PROPERTY, ARTICLE 1, MUNICIPAL PROPERTY, AND IN PARTICULAR, SECTION 6-109: CUTTING CURB; PERMIT, DEPOSIT AND BOND REQUIRED OF THE MUNICIPAL CODE OF THE VILLAGE OF CERESCO, NEBRASKA, TO PROVIDE THAT THE BUILDING INSPECTOR, NOT THE VILLAGE BOARD, SHALL BE AUTHORIZED TO ISSUE THE WRITTEN CURB CUT PERMIT.

WHEREUPON, Board Member Eggleston moved that said Ordinance 2021-5 be approved by its third reading as presented and its title agreed to. Board Member Ubben 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: Eggleston, Ubben, Rupe, Custer and Ruble. Nays: none.

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. 2021-5, the Chair declared Ordinance No. 2021-5 to have been duly passed and adopted as an Ordinance of the Village of Ceresco, Saunders County, 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 No. 2021-5 in the manner required by law, within fifteen (15) days after passage.

Ordinance 2021-6 now comes on for third reading. AN ORDINANCE OF THE VILLAGE OF CERESCO, SAUNDERS COUNTY, NEBRASKA, TO REPEAL CHAPTER 3 ARTICLE 2 SECTION 3-223 DANGEROUS DOG; CERTAIN BREEDS DECLARED NUISANCE, TO REPEAL CHAPTER 3 ARTICLE 5 SECTION 3-529 DANGEROUS DOG; CERTAIN BREEDS DECLARED NUISANCE, TO REPEAL CHAPTER 3 ARTICLE 5 SECTION 3-530 NUISANCE ANIMAL DOG BREEDS; OFFSPRING, AND TO AMEND CHAPTER 3 ARTICLE 5 SECTIONS 3-526, 3-527, 3-528, 3-531 AND 3-532 FROM NUISANCE DOG TO NUISANCE ANIMAL OF THE MUNICIPAL CODE OF THE VILLAGE OF CERESCO, NEBRASKA.

WHEREUPON, Board Member Ruble moved that said Ordinance 2021-6 be approved by its third reading as presented and its title agreed to. Board Member Eggleston 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: Ruble, Eggleston, Rupe, Ubben and Custer. Nays: none.

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. 2021-6, the Chair declared Ordinance No. 2021-6 to have been duly passed and adopted as an Ordinance of the Village of Ceresco, Saunders County, 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 No. 2021-6 in the manner required by law, within fifteen (15) days after passage.

Ordinance 2021-7 now comes on for third reading. AN ORDINANCE OF THE VILLAGE OF CERESCO, SAUNDERS COUNTY, NEBRASKA, TO AMEND CHAPTER 8, FIRE REGULATIONS, ARTICLE 4, EXPLOSIVES; POISONOUS AND FLAMMABLE GASSES, AND SPECIFICALLY SECTION 8-404: POISONOUS OR FLAMMABLE GASSES, OF THE MUNICIPAL CODE OF THE VILLAGE OF CERESCO, NEBRASKA, TO PROVIDE THAT THE BUILDING INSPECTOR, NOT THE VILLAGE BOARD, SHALL BE AUTHORIZED TO ISSUE THE WRITTEN PERMIT FOR THE STORAGE OF POISONOUS OR FLAMMABLE GASES WITHIN THE CORPORATE LIMITS OF THE VILLAGE OF CERESCO, NEBRASKA.

WHEREUPON, Board Member Ubben moved that said Ordinance 2021-7 be approved by its third reading as presented and its title agreed to. Board Member Ruble 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: Ubben, Ruble, Custer, Eggleston and Rupe. Nays: none.

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. 2021-7, the Chair declared Ordinance No. 2021-7 to have been duly passed and adopted as an Ordinance of the Village of Ceresco, Saunders County, 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 No. 2021-7 in the manner required by law, within fifteen (15) days after passage.

The Low Income Household Water Assistance Program Vendor Agreement was reviewed. The Village will need to have a signed Agreement with DHHS before a water and sewer bill could be paid for someone requesting assistance. Discussion held.

Rupe moved to enter into the Low Income Household Water Assistance Program Vendor Agreement. Eggleston seconded. Voting Yeas: Rupe, Eggleston, Ruble, Custer and Ubben. Nays: None. Motion carried.

Toby Miller questioned the Village newsletters and Ordinances regarding dogs at large, and asked if dogs can run loose on your own property. Lindgren noted she had contacted the attorney regarding this issue and dogs running at large are off their property. Discussion held.

Miller also questioned who was paying for the water and sewer pipes for the new housing addition. It was noted the developer is paying these costs. Miller questioned the rate increase and thought a new sewer plant was constructed 10 years ago. It was noted the sewer plant was upgraded.

Custer requested Sandy Tvrdy be on the next agenda.

Rupe moved to adjourn the meeting at 6:44 PM. Ruble seconded. Voting Yeas: Rupe, Ruble, Eggleston, Custer and Ubben. Nays: none. Motion carried.

Antonia Rupe, Chair
Joan Lindgren, Clerk