

VILLAGE BOARD OF TRUSTEE
REGULAR MEETING
MARCH 16, 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 and Eggleston. Ruble entered the meeting at 6:32 PM. Also present: Ken Halverson, Gavin Soden, Chase Sutherland, Faith Welton, Adam Smith, Lynn Maxson and Joan Lindgren.

Ken Halverson with Nebraska Rural Water was present for Board training. He reviewed parliamentary procedures and the pathway to a successful small water system, which included capacity development, board member responsibilities, operating budget, sustainable rate structure, asset management, strategic planning, open meetings act, policies and procedures, communication and succession planning. He recommended 8-12% of the budget be put in reserve funds.

Rupe moved to approve the February 16, 2021 minutes as presented. Eggleston seconded. Voting Yes: Rupe, Eggleston, Ruble, Custer and Ubben. No: none. Motion carried.

Custer moved to approve the March 11, 2021 minutes as presented. Ubben seconded. Voting Yes: Custer, Ubben, Eggleston, Ruble and Rupe. No: none. Motion carried.

The Board agreed to have Nebraska Rural Water prepare a water and sewer rate study.

Halverson mentioned the valve exercise service by Nebraska Rural Water.

The Commercial Lease Agreement with Future Technologies will be reviewed under new business.

Rupe reviewed she spoke with Roland and 1) The aerator at the sewer plant isn't giving proper readings. Someone is coming out Thursday to inspect. 2) Subbert will clean the shop porta potty for \$50.00 a time.

The pest control bid for moles at the park was reviewed.

Rupe moved to approve the Orkin pest control bid to not exceed the amount of \$640.00. Ubben seconded. Voting Yes: Rupe, Ubben, Custer, Ruble and Eggleston. No: none. Motion carried.

Ubben reviewed concerns from a citizen regarding the north bridge, and the assessment made on both bridges by Andy Nordstrom with the county. Ubben noted the structures and pilings are sound on both bridges, but the surface on the south bridge needs repair. A bid for leveling concrete on the north bridge by foam jacking for \$750.00 was reviewed. Ubben and Ruble voiced concerns of the south bridge condition. Discussion held. Lindgren noted the Corn Board is doing a weight study on both bridges. Nordstrom will be contacted for his opinion on how soon the south bridge repair needs to be done.

Clean up day is scheduled for Saturday, June 12th from 8 am to noon. Custer and Ubben will plan to help. Rupe offered her trailer.

Drainage at 300 W Beech Street was discussed. Seuferer, with JEO, will contact the paving company when they are in town to pour Hunter's Subdivision.

Lower Platte South NRD groundwater monitoring and results were reviewed. Rupe and Ubben will review further with Roland.

There was no Police report, but Lindgren noted Anderson is requesting an oil change for the car. Rupe said Gushard can change the oil. Ubben reviewed the old police car has a short in the electrical system, needs a new battery and oil change. Repairs will be made so the car can be used. Hartshorn had taken the old police car back to the shop, and a piece of metal fell on it during the recent storm. Ubben will contact Anderson regarding disposing of the oldest police car.

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Correspondence regarding 117 Edwin was reviewed and will continue to be monitored.

No Building Inspector Report.

Rupe moved to approve the Treasurer's Report as presented. Ubben seconded. Voting Yes: Rupe, Ubben, Eggleston, Ruble and Custer. No: none. Motion carried.

Lindgren noted the list of budgeted items that have been completed and are yet to do.

Claims were reviewed. **Rupe moved to approve the claims as presented. Ruble seconded. Voting Yes: Rupe, Ruble, Eggleston, Custer and Ubben. No: None. Motion carried. The approved claims are as follows:** AFLAC \$268.92/insurance; Ameritas Life \$24.35/ins; Aqua-Chem \$126.30/wat; Arbor Day Foundation \$25.00/prk; BGNE, Inc \$251.96/st; Card Services \$74.50/st; Carquest \$74.97/sew, st; Baker & Taylor \$215.10/lib; Bomgaars \$55.34/wat, sew; Delta Dental \$136.50/ins; Eakes Office Solutions \$164.57/gen; FES \$500.00/gen; First Bankcard \$136.32/gen, prk; Frontier Coop \$603.92/fuel; HOA \$4,695.00/sew; Jackson Services \$129.37/uniforms & mats; Menards \$82.87/st, prk; Midwest Laboratories \$180.05/sew; Midwest Service & Sales \$294.25/st; Miller Seed Co \$50.00/wat; Nebraska Department of Revenue \$1,606.99; Nebraska IAI \$50.00/pol; Nebraska Public Health Environmental \$238.00/wat; Office Depot \$35.31/gen; OPPD \$4,561.30/electric; Otte Oil & Propane \$1,318.92/propane; Prochaska Repair \$186.27/sew; Sam's Club \$368.45/lib; Sandy Tyrdy \$215.00/gen; Simons Home Store \$143.96/wat; Staples \$269.99/lib; Subbert Pumping \$2,100.00/sew; U.S. Post Office \$199.00/postage; Utility Service Co \$3,567.43/wat; Verizon \$173.40/phones; Wahoo/Waverly Adv \$82.44/gen; Wahoo Auto Parts \$44.44/gen, st; Waste Connections \$5,279.00/trash; Windstream \$401.16/phones; Payroll Liabilities: American Funds Investment \$537.78; Nebraska Department of Revenue \$631.00; United States Treasury \$4,268.54; Payroll \$15,446.98

There was no report from the Tree Board.

The shed, setbacks, ceiling repair, and gutters for the Library were discussed.

Rupe moved to approve the Library minutes as presented. Eggleston seconded. Voting Yes: Rupe, Eggleston, Ruble, Ubben and Custer. No: none. Motion carried.

Rupe moved to approve the Library shed bid from Wright Sheds, not to exceed the amount of \$3,005.00. Custer seconded. Voting Yes: Rupe, Custer, Ruble, Eggleston and Ubben. No: none. Motion carried.

No update on the rental of the ballfield to Raymond Central. The CYRA contract has not been signed yet. Park bathroom cleaning was mentioned and will be discussed at the April meeting.

Custer reviewed the Splash Pad Committee wants to continue to raise funds for one year from now.

Repairing scout hall was discussed, and will be considered as a project with Ceresco Strong.

Custer moved to approve the Fire Department minutes for their March 1st meeting. Ubben seconded. Voting Yes: Custer, Ubben, Ruble, Eggleston and Rupe. Motion carried.

The Village purchase order policy was reviewed. Increasing the Maintenance Subcommittee purchase policy was discussed. The Board agreed to have a Resolution prepared to increase the Maintenance Subcommittee purchase policy to \$5,000.

Ubben reviewed the Ministerial Association may become involved with Ceresco Strong. Ubben will give an update at the April meeting.

An air quality compliance section inspection report from the Nebraska Department of Environmental and Energy for the compost site was reviewed. A calendar for opening and closing the compost site was reviewed.

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The Personnel Subcommittee of Custer and Eggleston will prepare a code of conduct and update the current personnel policy.

Creating mission critical pay and skilled labor pay wages at \$19.00 was discussed. An Ordinance will be prepared for the April meeting.

No update from the Corp of Engineers for the stream stabilization project. Discussion held.

Rupe reviewed a part-time policy amendment by creating a mission critical wage and a skilled labor wage. An example of the mission critical wage is snow removal. An example of the skilled labor wage is actual work done using the backhoe, or in the hole of a water main break. An Ordinance will be prepared for the April meeting.

Use of digital documents for Board meetings was discussed.

Lindgren reviewed a request to fly the Nebraska flag at the community building and park. Discussion held. Maxson noted there already is a Nebraska flag with the Fire Department memorial. No action taken.

Lindgren asked the Board if they wish to open Board meetings with the Pledge of Allegiance. Discussion held. The Board agreed to begin opening Board meetings with the Pledge of Allegiance. Maxson noted the protocol for displaying the flags needs to be followed.

Lindgren noted track season is here and she will be attending meets.

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

Resolution 2021-2 was introduced by Chairperson Rupe and is set forth in full as follows, to wit:

WHEREAS, certain municipalities and fire protection districts located in Saunders County, Nebraska desire to enter into an Interlocal cooperation agreement for the creation of a Mutual Finance Organization pursuant to Legislative Bill 1120, 1998;

WHEREAS, the Interlocal Cooperation Agreement for a Mutual Finance Organization would be in the best interests of all participating members; and

WHEREAS, the members desire to enter into a written Interlocal Cooperation Agreement for a Mutual Finance Organization.

NOW, THEREFORE, BE IT RESOLVED by the Chairperson of the Board of Trustees of the Village of Ceresco, Nebraska:

Section 1. The Interlocal Cooperation Agreement for a Mutual Finance Organization is hereby approved, ratified and accepted, and the Chairperson of the Board of Trustees of the Village of Ceresco, hereby is authorized, directed and empowered to execute the same.

Section 2. The Interlocal Cooperation Agreement for a Mutual Finance Organization shall not establish a separate legal entity, but rather shall be a joint and cooperative undertaking between the members and that a joint board shall be responsible for administering this joint and cooperative undertaking.

Section 3. All resolutions or parts of resolutions in conflict herewith are repealed.

WHEREUPON, Chairperson Rupe moved that said Resolution No. 2021-2 be approved. Board Member Ubben 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: Rupe, Ubben, Custer, Ruble and Eggleston. Nays: none.

WHEREUPON, the Chair declared that the Motion having been approved by a majority of the votes cast, said Resolution 2021-2 is approved and adopted.

Resolution 2021-3 was introduced by Chairperson Rupe and is set forth in full as follows, to wit:

WHEREAS, the Village of Ceresco, Saunders County, Nebraska, is the apparent owner of the following described real property, to wit:

THAT PART OF THE ABANDONED CHICAGO AND NORTHWESTERN RAILROAD RIGHT-OF-WAY IN THE VILLAGE OF CERESCO, SAUNDERS COUNTY, NEBRASKA; BEING DESCRIBED AS BEGINNING AT THE NORTHEAST CORNER OF TRACT 24, IN THE VILLAGE OF CERESCO; THENCE S10°00'31"W (ASSUMED BEARING), ON THE EAST LINE OF TRACT 24, SAID LINE BEING PARALLEL TO AND 50 FEET DISTANT FROM THE CENTERLINE OF THE ABANDONED CHICAGO AND NORTHWESTERN RAILROAD RIGHT-OF-WAY, A DISTANCE OF 203.18 FEET; THENCE S89°48'65"E, ON A LINE PARALLEL TO AND 200.00 FEET DISTANT FROM THE NORTH LINE OF TRACT 24, A DISTANCE OF 44.00 FEET; THENCE N03°30'35"E, A DISTANCE OF 383.05 FEET TO A POINT 50.00 FEET, MEASURED AT RIGHT ANGLES, WESTERLY OF THE CENTERLINE OF THE CHICAGO AND NORTHWESTERN RAILROAD RIGHT-OF-WAY, SAID POINT ALSO BEING ON THE SOUTHEASTERLY EXTENSION OF THE NORTH LINE OF LOT 16, WAREHOUSE LOTS IN THE VILLAGE OF CERESCO; THENCE S10°00'31"W, ON A LINE PARALLEL TO AND 50 FEET DISTANT FROM THE AFOREMENTIONED CENTERLINE, A DISTANCE OF 184.91 FEET TO THE POINT OF BEGINNING; CONTAINING A COMPUTED AREA OF 0.19 ACRES MORE OR LESS.and,

WHEREAS, the Village of Ceresco, Nebraska, does not have a present need to retain ownership in the above described real property, EXCEPT as provided herein, and,

WHEREAS, the Board of Trustees of the Village of Ceresco, Nebraska, have determined that the fair market value of the above described real property is not greater than \$5,000.00, and,

WHEREAS, the Board of Trustees of the Village of Ceresco, Nebraska, have determined to convey the above described real property to Ceresco Storage, Inc., a Nebraska Corporation, pursuant to terms and conditions as set forth herein,

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF TRUSTEES OF THE VILLAGE OF CERESCO, NEBRASKA, AS FOLLOWS:

1. That the findings here and above made should be, and are hereby made a part of this Resolution as fully as if set out at length herein.
2. That the Village of Ceresco, Nebraska, shall convey via Quit Claim deed to Ceresco Storage, Inc., the following real property, to wit:

THAT PART OF THE ABANDONED CHICAGO AND NORTHWESTERN RAILROAD RIGHT-OF-WAY IN THE VILLAGE OF CERESCO, SAUNDERS COUNTY, NEBRASKA; BEING DESCRIBED AS BEGINNING AT THE NORTHEAST CORNER OF

TRACT 24, IN THE VILLAGE OF CERESCO; THENCE S10°00'31"W (ASSUMED BEARING), ON THE EAST LINE OF TRACT 24, SAID LINE BEING PARALLEL TO AND 50 FEET DISTANT FROM THE CENTERLINE OF THE ABANDONED CHICAGO AND NORTHWESTERN RAILROAD RIGHT-OF-WAY, A DISTANCE OF 203.18 FEET; THENCE S89°48'65"E, ON A LINE PARALLEL TO AND 200.00 FEET DISTANT FROM THE NORTH LINE OF TRACT 24, A DISTANCE OF 44.00 FEET; THENCE N03°30'35"E, A DISTANCE OF 383.05 FEET TO A POINT 50.00 FEET, MEASURED AT RIGHT ANGLES, WESTERLY OF THE CENTERLINE OF THE CHICAGO AND NORTHWESTERN RAILROAD RIGHT-OF-WAY, SAID POINT ALSO BEING ON THE SOUTHEASTERLY EXTENSION OF THE NORTH LINE OF LOT 16, WAREHOUSE LOTS IN THE VILLAGE OF CERESCO; THENCE S10°00'31"W, ON A LINE PARALLEL TO AND 50 FEET DISTANT FROM THE AFOREMENTIONED CENTERLINE, A DISTANCE OF 184.91 FEET TO THE POINT OF BEGINNING; CONTAINING A COMPUTED AREA OF 0.19 ACRES MORE OR LESS,

pursuant to the following terms and conditions, to wit:

- a. That Ceresco Storage, Inc. shall pay all costs associated with this conveyance including the fees of the attorney of the Board of Trustees of the Village of Ceresco, Nebraska, reference this matter; and,
- b. That the Village of Ceresco, Nebraska, shall adopt an ordinance confirming the conveyance of the above described real property, via quit claim deed to Ceresco Storage, Inc.; and,
- c. That Ceresco Storage, Inc. shall receive possession of the above described real property upon execution of the aforementioned quit claim deed; and,
- d. That the Village of Ceresco, Nebraska, shall cause a quit claim deed to be recorded with the Saunders County Register of Deeds at the cost of Ceresco Storage, Inc.

WHEREUPON, Board Member Ubben moved that said Resolution No. 2021-3 be approved. Board Member Eggleston 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: Ubben, Eggleston, Ruble, Custer and Rupe. Nays: none.

WHEREUPON, the Chair declared that the Motion having been approved by a majority of the votes cast, said Resolution 2021-3 is approved and adopted.

Lindgren noted she is waiting to hear back from the attorney for the OPPD underground service agreement.

Lindgren reviewed Waste Connections is changing the recycling day from Thursday to Monday beginning April 5th.

A Commercial Lease Agreement with AMG Nebraska FT ISP, LLC dba Nextlink Internet was reviewed and has been approved by the Village's attorney.

Rupe moved to approve the Commercial Lease Agreement with AMG Nebraska FT ISP, LLC dba Nextlink Internet. Custer seconded. Voting Yes: Rupe, Custer, Ruble, Eggleston and Ubben. No: none. Motion carried.

Rupe moved to adjourn the meeting at 8:20 PM. Eggleston seconded. Voting Yes: Rupe, Eggleston, Custer, Ruble and Ubben. No: none. Motion carried.

Antonia Rupe, Chair
Joan Lindgren, Clerk