

VILLAGE BOARD OF TRUSTEES
REGULAR MEETING
JUNE 21, 2022

Opening prayer by Sophia Custer.

Rupe called the Public Hearing to order at 6:00 PM in the Ceresco Community Room. Board Members had been given the agenda and supporting documents. Notices were posted at the Village Office, Ceresco Post Office, CerescoBank and the Wahoo Newspaper. 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: Ed Warholoski, Nick Parsons, Serge Derun, Brian Roland, Steve Anderson, Dustin Gushard, Lynn Maxson and Joan Lindgren.

The Pledge of Allegiance was recited.

Rupe opened the Public Hearing at 6:00 PM.

1) A Text Amendment to the Ceresco Zoning Ordinances, Section 4.13 Accessory Building and Uses, in particular Section 4.13.05:

4.13.05 Detached garages and outbuildings in Residential Districts (R-1, R-2 and R-3) for storage uses and other structures customary and appurtenant to the permitted uses shall be constructed of materials customarily used in residential construction, as provided herein:

1. Shall be constructed of materials that are in good repair,
2. The height of said building shall not exceed twenty (20) feet in height and shall not exceed the height of the primary residence,
3. Garages shall have an overhang of at least six inches, with a 24 inch maximum overhang,
4. There may be placed upon each lot a Garage, Private not exceeding 15% of the lot area and a subsequent Accessory Structure not exceeding 144 sq. ft., provided that the total lot area of all buildings located on the lot does not exceed 50% of the lot area,
5. Garages shall be framed, constructed and finished in materials customary to and consistent in appearance with residential construction.
6. Post-framed buildings for accessory use must have a minimum of forty-two inch footing depth for the poles.
7. Non-glass exterior materials shall be nonreflective.

Rupe noted the Planning Commission did approve the Text Amendment, which was originally sent to the Planning Commission by the Village Board.

Nick Parsons was present to discuss the Text Amendment to the Ceresco Zoning Ordinances, Section 4.13 Accessory Building and Uses, in particular Section 4.13.05:

Lindgren reviewed the updated Text Amendment language approved, adopted and recommended by the Planning Commission, which added "accessory buildings to the Text Amendment:

1) A Text Amendment to the Ceresco Zoning Ordinances, Section 4.13 Accessory Building and Uses, in particular Section 4.13.05:

4.13.05 Detached garages and accessory buildings ~~outbuildings~~ in Residential Districts (R-1, R-2 and R-3) for storage uses and other structures customary and appurtenant to the permitted uses shall be constructed of materials customarily used in residential construction, as provided herein:

1. Shall be constructed of materials that are in good repair,
2. The height of said building shall not exceed twenty (20) feet in height and shall not exceed the height of the primary residence,
3. Garages and accessory buildings shall have an overhang of at least six inches, with a 24 inch maximum overhang,
4. There may be placed upon each lot a Garage, or Accessory Building, Private not exceeding 15% of the lot area and a subsequent Accessory Structure not exceeding 144 sq. ft., provided that the total lot area of all buildings located on the lot does not exceed 50% of the lot area,

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5. Garages and accessory buildings shall be framed, constructed and finished in materials customary to and consistent in appearance with residential construction.
6. Post-framed buildings for garages and accessory buildings accessory use must have a minimum of forty-two inch footing depth for the poles.
7. Non-glass exterior materials shall be nonreflective.

Rupe proceeded to the next Text Amendment:

- 2) **A Text Amendment to the Ceresco Zoning Ordinances, Section 5.09 C-1 General Commercial District, in particular Section 5.09.03: Permitted Conditional Uses by the addition of Outdoor storage:**

23. Outdoor storage, provided it is screened with a 6 feet opaque fence, as per Section 7.12.

Ed Warholoski was present to discuss the Text Amendment to the Ceresco Zoning Ordinances, Section 5.09 C-1 General Commercial District, in particular Section 5.09.03: Permitted Conditional Uses by the addition of Outdoor storage. He purchased property north of Edwin Street where he would like to put 17 spaces for outdoor storage for campers, trailers, etc. Lindgren reviewed the Planning Commission approved the Text Amendment and felt it was the perfect location for outdoor storage. Warholoski also requested crushed concrete as an alternate material for streets in accordance with Section 4.02.05 of the Subdivision Regulations. He noted Edwin Street and 1st Street both dead end into the creek. He noted it would not be cost effective to concrete the streets and asked to use alternate materials, such as crushed concrete. Warholoski said he will remove snow, grade the street and any other maintenance that is needed. The Board agreed this will be an improvement to the property and approved the alternate street materials with Warholoski maintaining this portion of the street he will use for his business.

Rupe proceeded to the Conditional Use Permit:

- 3) **A Conditional Use Permit in the C-3 Highway Commercial District, to construct a building for a) construction equipment rental and sales, and b) lumber and building materials sales yards on property known as: LOTS 5 M DOUBLE S SUBDIVISION REPLAT TO CERESCO.**

Serge Derun was present to discuss a Conditional Use Permit in the C-3 Highway Commercial District to construct a building for a) construction equipment rental and sales, and b) lumber and building materials sales yards on property known as: LOTS 5 M DOUBLE S SUBDIVISION REPLAT TO CERESCO. He plans to build a building to store his construction equipment. He also requested gravel as an alternate material for streets in accordance with Section 4.02.05 of the Subdivision Regulations. He plans to level the ground out and install a culvert. Discussion held.

Lindgren reviewed the Planning Commission approved the Conditional Use Permit with conditions of non-transferable if the property is sold and any violation of the C-3 District Highway Commercial District, or any other violations of the Ceresco Zoning Ordinances or Municipal Code. Ubben questioned drainage, which will be addressed with the building permit process. The Planning Commission found this Conditional Use Permit not to be detrimental to the health, safety, morals, and general welfare of the area, which the Village Board agreed.

Lindgren noted residential is not allowed in C-3 and Derun plans to have office space in the building with a kitchen, bathroom, etc. where he can stay between jobs.

Eggleston moved to close the Public Hearing at 6:14 PM. Custer seconded. Voting Yeas: Eggleston, Custer, Ruble, Ubben and Rupe. Nays: none. Motion carried.

Ordinance 2022-8 was introduced by Board Member Eggleston and is set forth in full as follows, to wit:

AN ORDINANCE OF THE VILLAGE OF CERESCO, SAUNDERS COUNTY, NEBRASKA, TO AMEND ORDINANCE NO. 2020-2 OF THE VILLAGE OF CERESCO, NEBRASKA, KNOWN AND CITED AS THE ZONING ORDINANCE OF THE VILLAGE OF CERESCO, NEBRASKA, BY AMENDING SECTION 4.13 ACCESSORY BUILDING AND USES IN PARTICULAR SUBSECTION 4.13.05 TO PROVIDE THAT THE CHAIR AND THE APPROPRIATE DEPARTMENT, WHETHER ONE OR MORE, OF THE VILLAGE OF CERESCO, NEBRASKA, ARE HEREBY AUTHORIZED AND DIRECTED TO IMPLEMENT THIS ORDINANCE; TO PROVIDE FOR THE SEVERABILITY OF ANY SECTION, CLAUSE, PROVISION OR PORTION FOUND UNCONSTITUTIONAL OR INVALID; TO REPEAL ALL ORDINANCES IN CONFLICT HERewith; TO PROVIDE THAT THIS ORDINANCE SHALL BE PUBLISHED WITHIN THE FIRST 15 DAYS AFTER ITS PASSAGE AND APPROVAL EITHER IN PAMPHLET FORM OR BY POSTING IN THREE PUBLIC PLACES IN THE VILLAGE OF CERESCO, NEBRASKA, AND SHALL BE IN FULL FORCE AND TAKE EFFECT FROM AND AFTER ITS PASSAGE, APPROVAL, AND PUBLICATION, AS PROVIDED HEREIN; AND TO PROVIDE THAT THIS ORDINANCE SHALL BECOME AND BE MADE A PART OF THE ZONING ORDINANCE OF THE VILLAGE OF CERESCO, NEBRASKA, AND THE SECTIONS OF THIS ORDINANCE MAY BE RENUMBERED TO ACCOMPLISH SUCH INTENTION.

WHEREAS, Ordinance No. 2020-2 of the Village of Ceresco, Nebraska, is cited and known as the Zoning Ordinance of the Village of Ceresco, Nebraska, and,

WHEREAS, the Planning Commission for the Village of Ceresco held a public hearing to consider a text amendment to Section 4.13 ACCESSORY BUILDING AND USES, IN PARTICULAR SUBSECTION 4.13.05 garages and outbuildings and after a public hearing, made recommendation to the Board of Trustees to adopt and add said text amendments, and,

WHEREAS, the Chair and Board of Trustees of the Village of Ceresco, Nebraska, has held a public hearing regarding said amendments, and,

WHEREAS, it is in the best interests of the citizens of the Village of Ceresco, Nebraska, that said amendments and additions be adopted,

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

Section 1. That the findings herein and above made should be and are hereby made a part of this Ordinance as fully as if set out at length herein.

Section 2. That Section 4.13 of the Zoning Ordinance of the Village of Ceresco, Nebraska, shall be amended to read as follows:

Section 4.13 Accessory Building and Uses, in particular Subsection 4.13.05:

4.13.05 Detached garages and accessory buildings in Residential Districts (R-1, R-2 and R-3) for storage uses and other structures customary and appurtenant to the permitted uses shall be constructed of materials customarily used in residential construction, as provided herein:

- 1. Shall be constructed of materials that are in good repair,**
- 2. The height of said building shall not exceed twenty (20) feet in height and shall not exceed the height of the primary residence,**

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3. Garages and accessory buildings shall have an overhang of at least six inches, with a 24 inch maximum overhang,
4. There may be placed upon each lot a Garage or Accessory Building, Private not exceeding 15% of the lot area and a subsequent Accessory Structure not exceeding 144 sq. ft., provided that the total lot area of all buildings located on the lot does not exceed 50% of the lot area,
5. Garages and accessory buildings shall be framed, constructed and finished in materials customary to and consistent in appearance with residential construction.
6. Post-framed buildings for garages and accessory buildings must have a minimum of forty-two inch footing depth for the poles.
7. Non-glass exterior materials shall be non-reflective.

That the Chair and the appropriate Department, whether one or more, of the Village of Ceresco, Nebraska, are hereby authorized and directed to implement this Ordinance.

Section 3. That all Ordinances and parts of Ordinances passed and approved prior to the passage, approval, and publication of this Ordinance, in conflict herewith, are hereby repealed.

Section 4. That should any section, paragraph, sentence of this Ordinance hereby adopted be declared for any reason be invalid, it is the intent of the Chair and Board of Trustees of the Village of Ceresco, Nebraska, that it would have passed all other portions of this Ordinance independent of the elimination here from of any such portion as may be declared invalid.

Section 5. That this Ordinance shall be published within the first 15 days after its passage and approval either in pamphlet form or by posting in three public places in the Village of Ceresco, Nebraska, and shall be in full force and take effect on the 15th day from and after its passage, approval, and publication, as provided herein.

Section 6. That it is the intention of the Chair and Board of Trustees of the Village of Ceresco, Nebraska, and it is hereby ordained that the provisions of this Ordinance shall amend the Zoning Ordinance of the Village of Ceresco, Nebraska, and the sections of this Ordinance may be renumbered to accomplish such intention.

Board Member Custer 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 Ruble 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: Custer, Ruble, Eggleston, Ubben and Rupe. 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 2022-8 might be read by title and then moved for final passage at the same meeting.

Board Member Eggleston moved that said Ordinance 2022-8 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: Eggleston, Custer, Ubben, Ruble and Rupe. Nays: none.

WHEREUPON, the Chair declared said Ordinance 2022-8 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.

Ordinance 2022-9 was introduced by Board Member Ruble and is set forth in full as follows, to wit:

AN ORDINANCE OF THE VILLAGE OF CERESCO, SAUNDERS COUNTY, NEBRASKA, TO AMEND ORDINANCE NO. 2020-2 OF THE VILLAGE OF CERESCO, NEBRASKA, KNOWN AND CITED AS THE ZONING ORDINANCE OF THE VILLAGE OF CERESCO, NEBRASKA, BY AMENDING SECTION 5.09 C-1 GENERAL COMMERCIAL DISTRICT, IN PARTICULAR SUBSECTION 5.09.03: PERMITTED CONDITIONAL USES BY THE ADDITION OF OUTDOOR STORAGE TO PROVIDE THAT THE CHAIR AND THE APPROPRIATE DEPARTMENT, WHETHER ONE OR MORE, OF THE VILLAGE OF CERESCO, NEBRASKA, ARE HEREBY AUTHORIZED AND DIRECTED TO IMPLEMENT THIS ORDINANCE; TO PROVIDE FOR THE SEVERABILITY OF ANY SECTION, CLAUSE, PROVISION OR PORTION FOUND UNCONSTITUTIONAL OR INVALID; TO REPEAL ALL ORDINANCES IN CONFLICT HERewith; TO PROVIDE THAT THIS ORDINANCE SHALL BE PUBLISHED WITHIN THE FIRST 15 DAYS AFTER ITS PASSAGE AND APPROVAL EITHER IN PAMPHLET FORM OR BY POSTING IN THREE PUBLIC PLACES IN THE VILLAGE OF CERESCO, NEBRASKA, AND SHALL BE IN FULL FORCE AND TAKE EFFECT FROM AND AFTER ITS PASSAGE, APPROVAL, AND PUBLICATION, AS PROVIDED HEREIN; AND TO PROVIDE THAT THIS ORDINANCE SHALL BECOME AND BE MADE A PART OF THE ZONING ORDINANCE OF THE VILLAGE OF CERESCO, NEBRASKA, AND THE SECTIONS OF THIS ORDINANCE MAY BE RENUMBERED TO ACCOMPLISH SUCH INTENTION.

WHEREAS, Ordinance No. 2020-2 of the Village of Ceresco, Nebraska, is cited and known as the Zoning Ordinance of the Village of Ceresco, Nebraska, and,

WHEREAS, the Planning Commission for the Village of Ceresco held a public hearing to consider a text amendment to Section 5.09 C-1 General Commercial District and an addition of text to Subsection 5.09.03 Permitted Conditional Uses by the addition of outdoor storage and after a public hearing, made recommendation to the Board of Trustees to adopt and add said text amendments, and,

WHEREAS, the Chair and Board of Trustees of the Village of Ceresco, Nebraska, has held a public hearing regarding said amendments, and,

WHEREAS, it is in the best interests of the citizens of the Village of Ceresco, Nebraska, that said amendments and additions be adopted,

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

Section 1. That the findings herein and above made should be and are hereby made a part of this Ordinance as fully as if set out at length herein.

Section 2. That Subsection 5.09.03 of the Zoning Ordinance of the Village of Ceresco, Nebraska, shall be amended to read as follows:

5.09.03 Permitted Conditional Uses:

1. Temporary structure for festivals or commercial events.
2. Recreational establishments.
3. Amusement arcades.

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4. Child Care Center.
5. Garden supply and retail garden center.
6. Pool hall.
7. Bar and cocktail lounge, not including uses defined in Adult Establishment.
8. Temporary greenhouses.
9. Totally enclosed, automated and conveyor-style car washes.
10. Miniature Golf Course.
11. Convenience store with limited fuel sales.
12. Residences in conjunction with the principle use when located above the ground floor.
13. Churches, temples, seminaries, and convents including residences for teachers and pastors.
14. Printing and publishing.
15. Retail motor vehicle sales and service.
16. Car wash.
17. Garden supply and retail garden center.
18. Retail building material sales.
19. Service station and minor automobile repair services.
20. Therapeutic Massage Parlor, not including adult entertainment establishments.
21. Tire store and minor automobile repair service.
22. Truck, boat, trailer, equipment, and accessories display, sales, repair and services.
23. Outdoor storage, provided it is screened with a 6 feet opaque fence, as per Section 7.12.

That the Chair and the appropriate Department, whether one or more, of the Village of Ceresco, Nebraska, are hereby authorized and directed to implement this Ordinance.

Section 3. That all Ordinances and parts of Ordinances passed and approved prior to the passage, approval, and publication of this Ordinance, in conflict herewith, are hereby repealed.

Section 4. That should any section, paragraph, sentence of this Ordinance hereby adopted be declared for any reason be invalid, it is the intent of the Chair and Board of Trustees of the Village of Ceresco, Nebraska, that it would have passed all other portions of this Ordinance independent of the elimination here from of any such portion as may be declared invalid.

Section 5. That this Ordinance shall be published within the first 15 days after its passage and approval either in pamphlet form or by posting in three public places in the Village of Ceresco, Nebraska, and shall be in full force and take effect on the 15th day from and after its passage, approval, and publication, as provided herein.

Section 7. That it is the intention of the Chair and Board of Trustees of the Village of Ceresco, Nebraska, and it is hereby ordained that the provisions of this Ordinance shall amend the Zoning Ordinance of the Village of Ceresco, Nebraska, and the sections of this Ordinance may be renumbered to accomplish such intention.

Board Member Ruble 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 Custer 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: Ruble, Custer, Eggleston, Ubben and Rupe. 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 2022-9 might be read by title and then moved for final passage at the same meeting.

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Board Member Ruble moved that said Ordinance 2022-9 be approved and passed 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, Custer, Ubben and Rupe. Nays: none.

WHEREUPON, the Chair declared said Ordinance 2022-9 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.

Resolution 2022-6 was introduced by Board Member Eggleston and is set forth in full as follows, to wit:

WHEREAS, Serge Derun, herein referred to as "APPLICANT" has filed an application for a Conditional Use Permit, seeking a permit for a Small business operations (offices and storage) for construction equipment and sales, lumber and building materials and sales yards with living quarters, having no permanent occupancy, which is legally described as follows:

Lot 5 M Double S Subdivision Replat of lot 3 M Double S Subdivision as surveyed, platted and recorded in the Village of Ceresco, Saunders County, Nebraska; and

WHEREAS, the property described above is presently included in Zoning District C-3 Highway Commercial District; and

WHEREAS, the Planning Commission of the Village of Ceresco, Nebraska has conducted a general public hearing on June 9, 2022 receiving input and data from the APPLICANT and the general public concerning the Conditional Use Permit;

NOW THEREFORE, in consideration of the foregoing recitals, the Board of Trustees of the Village of Ceresco, Nebraska hereby adopts the following Resolution:

BE IT RESOLVED by the Board of Trustees of the Village of Ceresco, Nebraska that Serge Derun, is hereby granted a Conditional Use Permit for a Small business operations (offices and storage) for construction equipment rental and sales, lumber and building materials sales yards with living quarters, having no permanent occupancy, as permitted conditional use in the existing-3 Highway Commercial District subject to the following terms and conditions:

1. The Small business operations (offices and storage) for construction equipment and sales, lumber and building materials and sales yards with living quarters, shall be managed by the APPLICANT;
2. Pursuant to the Village of Ceresco Code, the Conditional Use Permit shall be a personal privilege granted to the APPLICANT and shall be nontransferable;
3. Failure to observe and maintain the conditions and restrictions of the Conditional Use Permit shall expire and become void if the following conditions are found 1) Any ownership change, making the Conditional Use permit nontransferable. 2) Any violation of section 5.11 the C-3 Highway Commercial District, or any other violation of the Ceresco Zoning Ordinances or Municipal Code of the Village of Ceresco, Nebraska subject to penalty as provided herein and may be grounds for review including alteration or termination of the permit;
4. All procedures and standards outlined in Sections 5.11 of the Village of Ceresco Zoning Ordinances pertaining to Conditional Use Permits shall be observed and the Conditional Use Permit granted herein shall be subject to the provisions of the Village of Ceresco Code that

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5. provide for an appeal to be taken within 15 days of the decision of the Board of Trustees, and;
6. There shall be compliance with any other applicable Village, County, State or Federal regulations that may apply.

WHEREUPON, Board Member Eggleston moved that said Resolution No. 2022-6 be approved. Board Member Custer 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: Eggleston, Custer, Ubben, Ruble and Rupe. Nays: none.

WHEREUPON, the Chair declared that the Motion having been approved by a majority of the votes cast, said Resolution 2022-6 is approved and adopted.

Eggleston moved to approve the May 17, 2022, minutes as presented. Ruble seconded. Voting Yeas: Eggleston, Ruble, Rupe, Ubben and Custer. Voting Nays: none. Motion carried.

Ruble moved to approve the June 2, 2022 minutes as presented. Rupe seconded. Voting Yeas: Ruble, Rupe, Eggleston, Custer and Ubben. Voting Nays: none. Motion carried.

A bid from M.E. Collins to painting the bridge railings was reviewed. The Board agreed not to paint the railings.

The League Insurance Government Health Team Insurance (LIGHT) was discussed.

Resolution 2022-7, to Authorize Membership in the League Insurance Government Health Team (LIGHT) was introduced by Chairperson Rupe and is set forth in full as follows, to wit:

WHEREAS, the Municipality desires to enter into the League Insurance Government Health Team Interlocal Agreement (the "Interlocal Agreement") attached hereto.

RESOLVED, that the Municipality approves and enters into the Interlocal Agreement and authorizes the Clerk of the Municipality to execute the Interlocal Agreement.

RESOLVED FURTHER, that the Municipality approves the attached League Insurance Government Health Team Membership Agreement (the "Membership Agreement") and authorizes the Clerk of the Municipality to execute the Membership Agreement.

RESOLVED FURTHER, that the Municipality authorizes and directs the Clerk of the Municipality to execute such documents and take such action as may be necessary and appropriate to effectuate the Municipality's membership in LIGHT and to obtain coverage for Municipal employees through the LIGHT Member Health Plan.

WHEREUPON, Chairman Rupe moved that said Resolution No. 2022-7 be approved to enter in to the Interlocal Agreement. 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: Rupe, Eggleston, Ubben, Custer and Ruble. Nays: none.

WHEREUPON, the Chair declared that the Motion having been approved by a majority of the votes cast, said Resolution 2022-7 is approved and adopted.

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Mosquito spraying was discussed.

Ruble moved to spray for mosquitos again as soon as possible and then turn over possibilities of spraying again to the Maintenance Subcommittee, if needed. Eggleston seconded. Voting Yeas: Ruble, Eggleston, Custer and Rupe. No: Ubben. Motion carried.

Gushard reviewed: 1) Thankful for part-timers. 2) Ball season wrapping up. 3) Keeping up with mowing and maintenance. 4) Fence at Friendship Park will be taken down and the neighbors needs to be notified. 5) Waterway project will continue. Erosion along the creek was discussed.

Custer noted bird nests in the shelter and asked that the shelter be sprayed down and cleaned. She also asked about having the shelter painted.

Roland reviewed: 1) Problems with the radio system communication between the SCADA and the well/water tower. 2) VFD's at the wwtp need to be replaced. A bid from HOA for full VFD system replacement was reviewed. Roland will get a bid for only VFD's from HOA. Ubben will also check into VFD's. 3) A bid from Nebraska Generator Service for a new well house generator was reviewed. The frequency and voltage are not correct, and the gauges do not work. Discussion held. A second bid will be requested.

Drainage at 300 W Beech and the school ballfield was discussed. The Board agreed the Village Board will no longer be involved with the ballfield drainage and Kyle Sabatka needs to contact the school directly.

Gushard reviewed he met with Brian Campbell to look at the batting cage lights. He also noted grounding problems with the Ceresco Days cord, which Ceresco Days will look into.

Lynn Maxson questioned light repairs to the batting cage and charging for use of the cage. He also noted the fence is bent. Discussion held. The Park Subcommittee will look into the lights and repairs to the cage for budget.

Roland reviewed another option for the splash pad, which includes dechlorinating the water with sodium bisulfate before it goes to the creek, instead of the wwtp. Custer noted the sun dissipates the chlorine also. Roland said there is no impact to the wwtp, just the water usage. Rupe noted long term maintenance cost for the Village is needed.

Rupe thanked Roland for 15 years of service and presented him with a certificate of appreciation.

Roland reviewed vacation hours that he wasn't able to use prior to his anniversary.

Rupe moved to approve Roland to carry over the 17.5 hours of vacation time. Custer seconded. Voting Yeas: Rupe, Custer, Ruble, Ubben and Eggleston. Nays: none. Motion carried.

Anderson reviewed the police report. Foreign objects in the right-of-way was tabled.

Police Chief Anderson turned in his resignation effective June 24th. Discussion was held. Rupe thanked Anderson for his service.

Rupe moved to accept Anderson's resignation and authorized advertising the Police Chief position in the three places in town, the newspaper and social media. Eggleston seconded. Voting Yeas: Rupe, Eggleston, Ruble, Custer and Ubben. Nays: none. Motion carried.

Rupe moved to approve the presented Building Inspector Report. Eggleston seconded. Voting Yeas: Rupe, Eggleston, Ubben, Custer and Ruble. Nays: none. Motion carried.

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

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Claims were reviewed. Eggleston moved to approve the claims as presented. Ruble seconded. Voting Yeas: Eggleston, Ruble, Custer, Ubben and Rupe. Nays: none. Motion carried. The approved claims are as follows: AFLAC \$327.12/ins; Alicia Howe \$75.00/wat; Allison Baker \$680.64/fire; Ameritas Life \$31.44/ins; Aqua-Chem \$123.70/wat; Bobcat of Omaha \$5,100.87/st, wat, sew; Brian Lauterbach \$131.00/gen; Bromm, Lindahl, ET AL \$465.00/gen; Card Services \$229.84/pol, gen; Ceresco 60+ \$100.00/gen; City of Wahoo \$400.00/gen; Cummins Sales and Service \$465.28/sew; Jodi Sousek \$75.00/gen; Midwest Fireworks Wholesalers \$1,500.00/fireworks; Baker & Taylor \$140.75/lib; Bomgaars \$24.99/st; Dean Henrichson \$75.00/gen; Delta Dental \$170.65/ins; Dennis Trucking \$1,190.00/st; Eakes Office Solutions \$207.19/gen; Federal Licensing \$120.00/fire; FES \$500.00/gen; First National Bank of Omaha \$235.33/lib, st; Frontier Coop \$1,617.68/fuel; Helena \$807.68/prk; Klute Truck \$15.52/st; Hydro Optimization & Automation Solutions \$725.26/sew/wat; Jackson Services \$140.82/gen, sew, wat, fire, prk, st; John Henry's Plumbing \$210.96/wat; Kevin Rushing \$50.52/wat; Kiner Supply \$310.62/prk; Menards \$231.58/st; Midwest Laboratories \$320.25/sew; Municipal Supply of Omaha \$233.26/wat/sew; Nebraska Public Health Environmental Lab \$688.00/wat; Nebraska Safety Council \$361.00/gen; Office Depot \$66.36/gen; OPPD \$4,690.23/electric; Ramada Inn \$929.70/fire; Sam's Club \$548.23/lib; Sandry Fire \$15,000.00/fire; Sandy Tvrdy \$450.00/gen; Simons Home Store \$544.36/prk/st/sew; Sweet Pea \$23.55/sew/st; Ty's \$11.63/prk; U.S. Post Office \$80.00/postage; Verizon \$178.53/phones; Wahoo Newspaper \$322.82/gen; Waste Connections of NE \$5,625.81/trash; Windstream \$405.48/phones; Zee Medical \$95.70/st/gen/sew; Nebraska Department of Revenue \$932.53/wat; Chase NYC Bank \$10,533.75/bond interest; Payroll Liabilities: Allied Benefit Systems, LLC \$3,063.25/ins; MWG Administrators \$599.12/ins; American Funds Investment \$587.10; United States Treasury \$6,400.36; Payroll \$15,291.36, Nebraska Department of Revenue \$608.84

Lynn Maxson was present for the Tree Board and said a tree has been replaced. There are also several Ash trees that have been treated for the Ash Borer disease that will need to be removed by the playground. The Board requested a bid.

Custer reviewed the Library has summer reading with a lot of kids attending.

Ruble reviewed the Fire Department's policy for the EMT cost sharing is whatever the Rural Board's policy is. Discussion held. A State reimbursement form was reviewed.

Custer moved to approve cost sharing with the Rural Fire Board for volunteers to take the EMT class at a 50/50 cost share. Rupe seconded. Voting Yeas: Custer, Rupe, Eggleston, Ubben and Ruble. Nays: none. Motion carried.

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

The stream stabilization project was discussed.

Rupe reviewed the 1 & 6 Year meeting she and Ruble had with Ogden. Crack sealing will be looked at as a bigger project. She also said a change order with M.E. Collins to cut out a portion of Elm Street will be requested. Also, the slope will be surveyed for the 3rd Street drainage concerns. Discussion held.

Ubben noted the compost site gate will be worked on.

Comments from the attorney on Ordinance 2022-6 for Low Speed Vehicles was reviewed. Edits will be made for the July meeting.

Ordinance 2022-7 was introduced by Chairperson Rupe and is set forth in full as follows, to wit:

AN ORDINANCE OF THE VILLAGE OF CERESCO, SAUNDERS COUNTY, NEBRASKA, TO AMEND ORDINANCE NO. 2020-2 OF THE VILLAGE OF CERESCO, NEBRASKA, KNOWN AND CITED AS THE ZONING ORDINANCE OF THE VILLAGE OF CERESCO, NEBRASKA, BY AMENDING ARTICLE 5 SECTION 5.05 IN THE TRANSITIONAL AGRICULTURE DISTRICT TO DECREASE THE 25' SETBACK REQUIREMENT FOR SIDEYARD OF AN ACCESSORY BUILDING. TO PROVIDE THAT THE CHAIR AND THE APPROPRIATE DEPARTMENT, WHETHER ONE OR MORE, OF THE VILLAGE OF CERESCO, NEBRASKA, ARE HEREBY AUTHORIZED AND DIRECTED TO IMPLEMENT THIS ORDINANCE; TO PROVIDE FOR THE SEVERABILITY OF ANY SECTION, CLAUSE, PROVISION OR PORTION FOUND UNCONSTITUTIONAL OR INVALID; TO REPEAL ALL ORDINANCES IN CONFLICT HERewith; TO PROVIDE THAT THIS ORDINANCE SHALL BE PUBLISHED WITHIN THE FIRST 15 DAYS AFTER ITS PASSAGE AND APPROVAL EITHER IN PAMPHLET FORM OR BY POSTING IN THREE PUBLIC PLACES IN THE VILLAGE OF CERESCO, NEBRASKA, AND SHALL BE IN FULL FORCE AND TAKE EFFECT FROM AND AFTER ITS PASSAGE, APPROVAL, AND PUBLICATION, AS PROVIDED HEREIN; AND TO PROVIDE THAT THIS ORDINANCE SHALL BECOME AND BE MADE A PART OF THE ZONING ORDINANCE OF THE VILLAGE OF CERESCO, NEBRASKA, AND THE SECTIONS OF THIS ORDINANCE MAY BE RENUMBERED TO ACCOMPLISH SUCH INTENTION.

WHEREAS, Ordinance No. 2020-2 of the Village of Ceresco, Nebraska, is cited and known as the Zoning Ordinance of the Village of Ceresco, Nebraska, and,

WHEREAS, the Planning Commission for the Village of Ceresco held a public hearing to consider a text amendment to Subsection 5.05.05 Permitted Conditional Uses and an addition of text as Section 5.05.05 amending side yard setback, in T-A Transitional Agriculture District, and after a public hearing, made recommendation to the Board of Trustees to adopt and add said text amendments, and,

WHEREAS, the Chair and Board of Trustees of the Village of Ceresco, Nebraska, has held a public hearing regarding said amendments, and,

WHEREAS, it is in the best interests of the citizens of the Village of Ceresco, Nebraska, that said amendments and additions be adopted,

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

Section 1. That the findings herein and above made should be and are hereby made a part of this Ordinance as fully as if set out at length herein.

Section 2. That Section 5.05.05 of the Zoning Ordinance of the Village of Ceresco, Nebraska, shall be added to read as follows:

Section 5.05.05 Height and Lot Requirements:

The height and minimum lot requirements shall be as follows:

Accessory building side yard setback shall be 10'

That the Chair and the appropriate Department, whether one or more, of the Village of Ceresco, Nebraska, are hereby authorized and directed to implement this Ordinance.

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

Section 5. That should any section, paragraph, sentence of this Ordinance hereby adopted be declared for any reason be invalid, it is the intent of the Chair and Board of Trustees of the Village of Ceresco, Nebraska, that it would have passed all other portions of this Ordinance independent of the elimination here from of any such portion as may be declared invalid.

Section 6. That this Ordinance shall be published within the first 15 days after its passage and approval either in pamphlet form or by posting in three public places in the Village of Ceresco, Nebraska, and shall be in full force and take effect on the 15th day from and after its passage, approval, and publication, as provided herein.

Section 7. That it is the intention of the Chair and Board of Trustees of the Village of Ceresco, Nebraska, and it is hereby ordained that the provisions of this Ordinance shall amend the Zoning Ordinance of the Village of Ceresco, Nebraska, and the sections of this Ordinance may be renumbered to accomplish such intention.

Chairperson Rupe 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 Ubben 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: Rupe, Ubben, Ruble, Eggleston and Custer. 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 2022-7 might be read by title and then moved for final passage at the same meeting.

Board Member Ruble moved that said Ordinance 2022-7 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: Ruble, Custer, Eggleston, Ubben and Rupe. Nays: none.

WHEREUPON, the Chair declared said Ordinance 2022-7 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.

Resolution 2022-8 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:

VILLAGE BOARD OF TRUSTEES
REGULAR MEETING
JUNE 21, 2022

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.

WHEREUPON, Chairperson Rupe moved that said Resolution No. 2022-8 be approved. Board Member Ruble 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, Ruble, Custer, Ubben and Eggleston. Nays: none.

WHEREUPON, the Chair declared that the Motion having been approved by a majority of the votes cast, said Resolution 2022-8 is approved and adopted.

Rupe moved to approve the renewal for the Website License and Services Agreement. Eggleston seconded. Voting Yeas: Rupe, Eggleston, Ruble, Custer and Ubben. Nays: none. Motion carried.

The Sponsored Research Agreement with the Soy Transportation Coalition for costs related to the bridge repairs was reviewed.

Rupe moved to approve the Sponsored Research Agreement with the Soy Bean Board/Soy Transportation Coalition. Ruble seconded. Voting Yeas: Rupe, Ruble, Eggleston, Custer and Ubben. Nays: none. Motion carried.

Lynn Maxson questioned how the first addition of Hunter's will connect with the second addition, and asked if a low flow liner can be required to bring the water down in the water way to stabilize the banks. Rupe noted this has been discussed with engineer for review. Maxson also questioned the need for signs at several dead end areas.

Mosquito spraying concerns prior to Ceresco Days was discussed.

Ruble moved to amend his motion "to spray for mosquitos again as soon as possible and then turn over possibilities of spraying again to the Maintenance Subcommittee, if needed," and change it "to spray for mosquitos again as soon as possible and then approve the second spraying with the Parks and Rec Subcommittee being responsible." Rupe seconded. Voting Yeas: Ruble, Rupe, Ubben, Eggleston and Custer. No: none. Motion carried.

Rupe moved to adjourn the meeting at 7:58 PM. Ruble seconded. Voting Yeas: Rupe, Ruble, Custer, Ubben and Eggleston. Nays: none. Motion carried.

Antonia Rupe, Chair
Joan Lindgren, Clerk