

VILLAGE BOARD OF TRUSTEES  
REGULAR MEETING  
MARCH 17, 2026

Opening prayer by Sophia Custer.

Peterson called the Regular meeting to order at 6:00 pm in the Ceresco Community Room. Board Members were given the agenda and supporting documents. Notices were posted at the Ceresco Post Office, CerescoBank and Village Office. Peterson pointed out the Open Meetings Act posted on the wall of the Community Room. Answering roll call: Peterson, Ruble, Custer, and Johnson. Absent: Burklund. Also present: Tony Hernandez, Jody Anderson, Brian Roland, Dustin Gushard, Lynn Maxson, and Joan Lindgren.

The Pledge of Allegiance was recited.

**Peterson moved to approve the minutes from February 17<sup>th</sup> as presented. Ruble seconded. Voting Yeas: Peterson, Ruble, Johnson, and Custer. Nays: none. Motion carried.**

Anderson reviewed a preliminary Zoning Map prepared by the engineer. Discussion held. The Board acknowledged it looks good. The Planning Commission and Village Board will hold Public Hearings to approve. The Saunders County Board of Supervisors will also need to approve.

Hernandez gave the Police Report, including the Omaha Police Officers Ball where a tribute was given for fallen Officer Ross Bartlett. A request for reimbursement for those who attended was discussed. Ruble said he will opt out.

**Peterson moved to pay \$140.00 to reimburse Hernandez and Lindgren for their ticket for the Police Officers Ball. Custer seconded. Voting Yeas: Peterson, Custer, Ruble, and Johnson. Nays: none. Motion carried.**

The updated dog ordinance was mentioned and will be reviewed later in the meeting. Hernandez and Peterson both said the changes look good.

Johnson reviewed he asked a friend to research the clarifier. He found the company, and the clarifier is obsolete, but they make a different unit. It was recommended to up the weight of the oil. Roland noted gear oil is used. Johnson said to make sure the oil is changed once a year, and if it starts to make noise it will need to be checked.

Roland reviewed the wiring at the water tower is for a 50 amp generator, which is for the Village and NextLink. NextLink has an air conditioner. The agreement with NextLink includes power provided by the Village. Three electricians have recommended the Predator at Harbor Freight. Peterson noted it has already been wired. Roland noted it controls the radios and the scada.

**Peterson moved to spend \$1,300.00 at Harbor Freight for a new generator for the water tower. Ruble seconded. Voting Yeas: Peterson, Ruble, Custer, and Johnson. Nays: none. Motion carried.**

Johnson reviewed the only bid he received to replace the kitchen steps. Discussion held.

**Johnson moved to redo the kitchen steps by A&H Concrete for \$2,300.00. Custer seconded. Voting Yeas: Johnson, Custer, Ruble, and Peterson. Nays: none. Motion carried.** Johnson noted they will use the same railing.

The Maintenance Subcommittee will interview applicants for part-time summer help and make a recommendation at the April meeting.

Clean up day was scheduled for Saturday, June 13<sup>th</sup>.

Roland reviewed: 1) The town needs to stay on water restrictions. The wells are not going up. Rain is needed. 2) Start marking curb stops next week and pothole the week of the 30<sup>th</sup>. Additional verification of the service lines is required. The 20 sampling site testing will be done soon. Discussion held. 2) PFAS testing.

Johnson will work with Gushard to seal the handicap ramp. Johnson mentioned having A&H add more stress cracks to the ramp. Lindgren will contact Merritt regarding the ramp and Peterson's curb.

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No Building Inspector Report.

Anderson reviewed the Zoning Administrator Report. The Hunter Subdivision was mentioned. Updates to Resolution 2025-5 were discussed, and tabled.

Right-of-way obstructions at Swanson Auto were reviewed.

**Peterson moved to approve the Treasurers Report as presented. Ruble seconded. Voting Yeas: Peterson, Ruble, Johnson, and Custer. Nays: none. Motion carried.**

Claims were reviewed. Johnson questioned the uniform charges for Roland. Lindgren noted Gushard's were canceled, but Roland uses the uniforms. **Peterson moved to pay the claims as presented with the additional claims. Ruble seconded. Voting Yeas: Peterson, Ruble, Custer, and Johnson. Nays: none. Motion carried. Approved claims: AFLAC \$355.68/ins; Ameritas Life \$26.21/ins; Aqua-Chem \$146.75/wat; Blue Cross and Blue Shield \$3,031.68/ins; Bromm, Lindahl, ET AL \$214.50/gen, st; Card Services \$306.09/pol, gen, wat, sew; Ceresco FD \$600.00/fire; Dean Scheideler \$25.20/pol; Delta Dental \$129.03/ins; DWEE \$300.00/sew; Electric Pump \$15,700.00/sew; FES \$500.00/gen; FNBO \$341.06/sew, pol, gen, prk, lib, st; Frontier Coop \$276.26/fuel; Guardian \$27.20/ins; Hergert Oil \$118.86/pol, sew; INGRAM \$674.31/lib; Jackson Services \$160.68/gen, sew, wat, fire; Jason Eisenmann \$75.00/gen; Lori Matulka \$75.00/gen; Menards \$221.79/st, pol; Mid America Books \$49.90/lib; Midwest Labs \$206.12/sew; NE Public Health \$362.00/wat; Omaha Magazine \$272.00/prk; OPPD \$6,450.63/elec; Otte Oil \$1,452.66/fire, gen, st, lib; PCAN \$80.00/pol; Sam's \$56.84/gen; Sandy Tvrdy \$325.00/gen; SECO \$1,696.00/wat, sew; Sr Citizen 60+ \$136.00/gen; Steve Tvrdy \$75.00/gen; Tony Hernandez \$25.20/pol; Verizon \$169.86/phones; Wahoo Auto Parts \$9.30/prk; Wahoo Newspaper \$84.22/gen; Waste Connections of NE \$8,049.37/trash; Windstream \$457.08/phones; Payroll Liabilities: American Funds Investment \$1,080.84; NE Dept of Revenue \$683.36; Payroll \$18,488.18; United States Treasury \$7,368.06**

Tree Board Report: Anderson noted Lowell is working on Arbor Day activities.

The Library budget reallocation for wages was mentioned. Lindgren will contact Jodi Sousek.

Park & Rec Report: Custer and Ruble will meet to work on memorial plans. Custer reviewed that the CYRA plans to have the batting cage lights fixed. They are asking to have the \$500 agreement fee waived for the next 6 years. Peterson reviewed last month the Board said they wouldn't pay for lights in the batting cage, because it stays light late enough in the summertime that they don't need to be down there any longer than that. The CYRA is asking to forgo the \$500 fee in the agreement. Discussion held, including daylight savings, not locking it, and scheduling so lights are not needed. Peterson suggested not to allow lights. Custer will talk with Richard Novak.

The annual CYRA agreement was reviewed. Custer questioned the agreement with the school ballfield. Lindgren will check the agreement.

**Peterson moved to enter the Facilities Lease Agreement with the CYRA as presented with the \$500 a year. Ruble seconded. Voting Yeas: Peterson, Ruble, and Johnson. Nays: Custer. Motion carried.**

November 2025 Fire Department minutes haven't been received. Ruble noted they couldn't print because the new printer wouldn't hook up to the old computer, and then the old computer died.

**Peterson moved to approve the Fire Department minutes from March 2<sup>nd</sup> as presented. Johnson seconded. Voting Yeas: Peterson, Johnson, Custer, and Ruble. Nays: none. Motion carried.**

**Peterson moved to approve the Celebrate Ceresco March 11<sup>th</sup> minutes as presented. Ruble seconded. Ruble questioned people not living in the Village being part of Village committees. Discussion held. Voting Yeas: Peterson, Ruble, Johnson, and Custer. Nays: none. Motion carried.**

Anderson reviewed OPPD is good with the Village installing Christmas lights on the poles in town. Waiting to hear from the State.

Custer reviewed a request from Celebrate Ceresco to waive the vendor fee for a fireworks fundraiser with food trucks during the garage sales on May 29<sup>th</sup> and 30<sup>th</sup>. Vendors will be asked to donate 10% of their sales to the fireworks.

**Peterson moved to waive the vendor fee for a food truck fundraiser to benefit Celebrate Ceresco on May 29<sup>th</sup> and 30<sup>th</sup>. Ruble seconded.** Ruble questioned if this is just for food trucks and not anybody going to the farmers' market. Peterson noted it is a fundraiser for Celebrate Ceresco and it's OK if they want to put their funds towards it. Discussion held. **Voting Yeas: Peterson, Ruble, Custer, and Johnson. Nays: none. Motion carried.**

**Peterson moved to approve the liquor license for Celebrate Ceresco for Friday, July 10<sup>th</sup> from 3 PM to midnight, and Saturday, July 11<sup>th</sup> from noon to 1 am Sunday, July 12<sup>th</sup>. Johnson seconded. Voting Yeas: Peterson, Johnson, Ruble, and Custer. Nays: none. Motion carried.**

**Peterson moved to approve the street closings for Celebrate Ceresco. Street closings for the beer garden from 3 PM Friday, July 10<sup>th</sup> until 10 AM Sunday, July 12<sup>th</sup>, Elm Street from 1<sup>st</sup> street to just east of 209 Elm. Street closing for Touch a Truck, Friday, July 10<sup>th</sup> from 3:00 PM - 9:00 PM, 1<sup>st</sup> Street from Elm to Oak. Street closing for the parade Saturday, July 11<sup>th</sup> from 5:00 PM until the parade ends: 2<sup>nd</sup> Street from Park - Oak, Oak Street from 2<sup>nd</sup> - 1<sup>st</sup>. Street closing for Water Fights Saturday, July 11<sup>th</sup> from 7:00 am - 4:00 pm, Beech to Spruce on 2<sup>nd</sup> Street. Johnson seconded. Voting Yeas: Peterson, Johnson, Custer, and Ruble. Nays: none. Motion carried.**

Reviewed was a request from Swedeburg Covenant Church to use the picnic tables in September and have the rental fee waived.

**Peterson moved to waive the property rental fee for the picnic tables for the Swedeburg Church, with the agreement that they sign our contract. Custer seconded. Voting Yeas: Peterson, Custer, Ruble, and Johnson. Nays: none. Motion carried.**

**Johnson noted there isn't a set date for the Elm Street overlay project.**

Lindgren will be at Clerk's School the rest of the week.

Resolution 2025-5 and Resolution 2026-1 were tabled.

**WHEREUPON the Chair announced that the introduction of ordinances was now in order. Ordinance 2026-3 was introduced by Chairman Peterson and is set forth in full as follows, to wit:**

**AN ORDINANCE OF THE VILLAGE OF CERESCO, SAUNDERS COUNTY, NEBRASKA, TO UPDATE CHAPTER 3 TO BRING THE CODE INTO COMPLIANCE WITH STATE LAW; TO PROVIDE LIABILITY FOR DAMAGE DONE TO PERSONS AND PROPERTY; TO MODIFY ANIMAL-RELATED NUISANCES ALL CONTAINED IN THE MUNICIPAL CODE OF THE VILLAGE OF CERESCO, NEBRASKA, THEREOF; TO PROVIDE THAT THE CHAIR OF THE BOARD OF TRUSTEES AND THE APPROPRIATE DEPARTMENT, WHETHER ONE OR MORE, OF THE VILLAGE OF CERESCO, NEBRASKA, ARE 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 FIFTEEN 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 AS PROVIDED BY LAW AND AS PROVIDED HEREIN; AND TO PROVIDE THAT THE PROVISIONS OF THIS ORDINANCE SHALL BE MADE A PART OF THE MUNICIPAL CODE OF THE VILLAGE OF CERESCO, NEBRASKA.**

WHEREAS, the Board of Trustees of the Village of Ceresco, Nebraska, desire to update the Municipal Code of the Village of Ceresco, Nebraska, regarding dog regulations, and,

WHEREAS, the Board of Trustees of the Village of Ceresco, Nebraska, desire to amend Chapter 3 of the Municipal Code of the Village of Ceresco, Nebraska, to provide for definitions and process in dealing with various violations related to dogs and animals, including liability for damage and definitions for nuisance caused by animals, and repeal Section 3-309 as Section 3-701 and 3-702 are sufficient for penalties, and,

WHEREAS, the Board of Trustees of the Village of Ceresco, Nebraska, deems these amendments to the Municipal Code of the Village of Ceresco, Nebraska, to be in the best interest of the citizens of the Village of Ceresco, Nebraska,

NOW, THEREFORE, BE IT ORDAINED BY THE 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 Chapter 3, Sections 3-215, 3-219 through 3-222, 3-224, 3-523 amended; Section 3-226 be added and 3-324 through 3-327 be repealed in their entirety, said Sections to read as follows:

### SECTION 3-215: BARKING AND OFFENSIVE DOGS

It shall be unlawful for any person to own, keep, or harbor any dog which by loud, continued, or frequent barking, howling, or yelping shall annoy or disturb any neighborhood or person or which habitually barks at or chases pedestrians, drivers, or owners of horses or vehicles while they are on any public sidewalks, streets, or alleys in the village. It shall be unlawful for any person to own, keep, or harbor any dog which engages in menacing behavior including but not limited to the chasing of vehicles or frightening passersby or neighbors; Upon the written complaint of two or more affected persons from different households, filed within any 30-day period with the village clerk, that any dog owned by the person named in the complaint is an annoyance or disturbance or otherwise violates the provisions of this section, the village police shall investigate the complaint and, if in their opinion the situation warrants, shall notify the owner to silence and restrain such dog. In the event continued complaints are filed by at least 2 persons in different households, the same shall be considered a misdemeanor, with penalties increasing for each occurrence. The provisions of this section shall not be construed to apply to the village animal shelter. (Neb. Rev. Stat. §17-526; Ord 26-\_\_ ; \_\_/\_\_/\_\_)

### SECTION 3-219: DANGEROUS DOGS; DEFINITIONS

“Dangerous dog” shall mean any dog that, according to the records of the animal control authority:

- A. ~~Has killed or inflicted injury on a human being of public or private property;~~
- B. Has inflicted injury on a human being that requires medical treatment;
- C. Has killed a domestic animal without provocation; or
- D. Has been previously determined to be a potentially dangerous dog by an animal control authority, ~~and the owner has received notice of such determination; and such dog inflicts an injury on a human being that does not require medical treatment, injures a domestic animal, or threatens the safety of humans or domestic animals. again aggressively bites, attacks, or endangers the safety of humans or domestic animals.~~

Notwithstanding the foregoing, a dog shall not be defined as a dangerous dog:

- A. If the threat, any injury that is not a severe injury, or the damage was sustained by a person who (1) at the time was committing a willful trespass as defined in state statutes or any other tort upon the property of the owner of the dog; (2) at the time was tormenting, abusing or assaulting the dog; (3) has in the past been observed or reported to have tormented abused or assaulted the dog; or (4) at the time was committing or attempting to commit a crime; or
- B. If ~~it~~ the dog is ~~a trained dog assisting a police animal as defined by state statute. officer engaged in law enforcement duties.~~

“Domestic animal” shall mean a cat, a dog, or livestock. Livestock includes buffalo, deer, antelope, fowl, and any other animal in any zoo, wildlife park, refuge, wildlife area or nature center intended to be on exhibit.

“Medical treatment” shall mean treatment administered by a physician or other licensed health care professional that results in sutures or surgery or treatment for one or more broken bones.

“Owner” means any person, firm, corporation, organization, political subdivision, or department possessing, harboring, keeping, or having control or custody of a dog.

"Potentially dangerous dog" means (a) any dog that when unprovoked (i) inflicts an injury on a human being that does not require medical treatment, (ii) injures a domestic animal, or (iii) chases or approaches a person upon streets, sidewalks, or any public grounds in a menacing fashion or apparent attitude of attack or (b) any specific dog with a known propensity, tendency, or disposition to attach when unprovoked, to cause injury, or to threaten the safety of humans or domestic animals.

(Neb. Rev. Stat. §54-617) (Ord. No. 90-2, 3/19/90; Ord No. 26-\_\_\_, \_\_/\_\_/\_\_)

**SECTION 3-220: DANGEROUS DOGS; CONFINED; WARNING SIGN**

- A. No person, firm, partnership, limited liability company or corporation shall own, keep, or harbor or allow to be in or on any premises occupied by him, her, or it or under his, her, or its charge or control any dangerous dog without such dog being confined so as to protect the public from injury.
- B. While unattended on the owner's property, a dangerous dog shall be securely confined in a humane manner indoors or in a securely enclosed and locked pen or structure suitably designed to prevent the entry of young children and to prevent the dog from escaping. The pen or structure shall have secure sides and a secure top. If the pen or structure has no bottom secured to the sides, the sides shall be embedded into the ground at a depth of at least one foot. The pen or structure shall also protect the dog from the elements. The pen or structure shall be at least 10 feet from any property line of the owner. The owner of a dangerous dog shall post a warning signs on the property where the dog is kept that ~~is~~ are clearly visible from all areas of public access and that informs persons that a dangerous dog is on the property. Each warning sign shall be no less than 10 inches by 12 inches and shall contain the words "Warning" and "Dangerous Animal" in high-contrast lettering at least 3 inches high on a black background. (Neb. Rev. Stat. §54-619) (Ord. No. 90-2, 3/19/90; Ord. No 26-\_\_\_, \_\_/\_\_/\_\_)

**SECTION 3-221: DANGEROUS DOGS; RESTRAINED; ACTIONS REQUIRED; COST; LIMITATION ON TRANSPORT; PERMANENT RELOCATION; PROCEDURE**

- A. A dangerous dog that has been declared as such shall be spayed or neutered and implanted with a microchip identification number by a licensed veterinarian within thirty days after such declaration. The cost of both procedures is the responsibility of the owner of the dangerous dog. Written proof of both procedures and the microchip identification number shall be provided to the animal control authority after the procedures are completed.
- B. No owner of a dangerous dog shall permit the dog to go beyond the property of the owner unless the animal is restrained securely by a chain or leash.
- C. Except as provided in subsection (D) of this section or for a reasonable veterinary purpose, no owner of a dangerous dog shall transport such dog or permit such dog to be transported to another county, city, or village in this state.
- D. An owner of a dangerous dog may transport such dog or permit such dog to be transported to another county, city, or village in this state for the purpose of permanent relocation of the owner if the owner has obtained written permission prior to such relocation from the animal control authority of the county, city, or village in which the owner resides and from the county, city, or village in which the owner will reside. Each animal control authority may grant such permission based upon a reasonable evaluation of both the owner and the dog, including if the owner has complied with the laws of this state and of the county, city, or village in which he or she resides with regard to dangerous dogs after the dog was declared dangerous. An animal control authority shall not grant permission under this subsection if the county, city, or village has an ordinance or resolution prohibiting the relocation of dangerous dogs. After the permanent relocation, the animal control authority of the county, city, or village in which the owner resides shall monitor the owner and such dog for a period of at least thirty days but not to exceed ninety days to ensure the owner's compliance with the laws of this state and of such county, city, or village with regard to dangerous dogs. Nothing in this subsection shall permit the rescindment of the declaration of dangerous dog.

(Neb. Rev. Stat. §54-618) (Ord. No. 90-2, 3/19/90; Ord No. 26-\_\_\_; \_\_/\_\_/\_\_)

**SECTION 3-222: DANGEROUS DOGS; FAILURE TO COMPLY**

Any dangerous dog may be immediately confiscated and impounded pursuant to section 3-224 by an animal control officer if the owner is in violation of this article. The owner shall be responsible for the reasonable costs incurred by the animal control authority for the care of a dangerous dog confiscated by an animal control officer or for the destruction of any dangerous dog if the action by the animal control authority is pursuant to law and if the owner violated this article. In addition to any other penalty, a court may order the animal control authority to dispose of a dangerous dog in an expeditious and humane manner. (Neb. Rev. Stat. §54-620; 54-621) (Ord. No. 90-2, 3/19/90; Ord. No. 26-\_\_\_, \_\_/\_\_/\_\_)

**SECTION 3-224: IMPOUNDMENT**

- A. Any dangerous dog may be immediately confiscated by an animal control officer if the owner is in violation of section 3-220, 3-221, or 3-222.

B. A dog may be impounded in the case that it is found at large and the owner cannot be found or identified.

C. RABIES: (1) A dog which is found off the owner's premises whose owner does not possess a valid certificate of rabies vaccination or valid tag for such dog or hybrid of the family Canidae, shall be impounded. Said animal shall be kept and maintained at the pound for a period of not less than 72 hours unless reclaimed earlier by the owner. Any vaccinated animal may be released upon the owner furnishing proof of rabies vaccination and payment of all impound fees prior to release. If the animal was not vaccinated, then release shall be conditioned upon a rabies shot being administered. If the animal is unclaimed at the end of five days, the authority may dispose of the animal in accordance with applicable laws. (2) A dog which has bitten any person and caused abrasion of the skin may be impounded when it does not have a record of being vaccinated within the time period recommended for such vaccine. Each impounded dog shall be kept and maintained at the pound for a period of 10 days according to the provisions of Section 3-218.

D. The dogs so impounded shall be treated in a humane manner and shall be provided with a sufficient supply of food and fresh water each day.

E. Notice of impoundment of all dogs, including any significant marks or identification, shall be posted at the office of the village clerk and at the Ceresco Post office within 24 hours after impoundment as public notification of such impoundment. Any dog may be reclaimed by its owner during the period of impoundment provided it meets the requirements set forth below: by payment of a general impoundment fee and daily board fee as set by resolution of the Village Board and filed in the office of the village clerk.

F. Before releasing a dog from impoundment, except an impoundment due to or suspected of rabies, the following items must be met:

1. The dog must be current regarding its rabies vaccination. If the dog is not current regarding said vaccination, it shall be given a rabies shot at the owner's expense.
2. The dog shall have a current license of the village as set forth in Section 3-203, if it is a resident of or will remain within the village.
3. The owner shall pay the daily boarding fee of the animal shelter or veterinarian.
4. The owner shall pay to the village a general impoundment fee as set forth by resolution.
5. The owner shall pay to the village a restitution fee as set forth by resolution to reimburse the cost of employing a humane officer, if so employed, at the time of impoundment.

G. If the dog is not claimed at the end of the required waiting period after public notice has been given, the village police may dispose of the dog in accordance with the applicable rules and regulations pertaining to the same; provided, if a suitable home, in the judgment of the village police, can be found for any such dog within the village, the said dog shall be turned over to that person and the new owner shall then be required to pay all fees and meet all licensing and vaccinating requirements provided in this article.

H. The village shall acquire legal title to any unlicensed dog impounded in the shelter for a period longer than the required waiting period after giving notice. All dogs shall be destroyed and buried in the summary and humane manner as prescribed by the Board of Health unless a suitable home can be found for such dog as provided in subsection (D) above.  
(Neb. Rev. Stat. §17-548, 71-4408) (Am. by Ord. Nos. 81-4, 7/13/81; 81-9, 11/16/81; 2002-7, 5/21/02; 26-\_\_, \_\_/\_\_/\_\_)

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#### **SECTION 3-226: DUTY OF OWNER; DAMAGE; LIABILITY OF OWNER.**

- A. It shall be unlawful for the owner of any dog involved in a bite or bodily injury to another person to fail to immediately prevent further bites or injury, and immediately furnish to the other person or persons injured, or, in case of juvenile, the parent or guardians of said juvenile, the owner's name and address and the rabies tag number or license tag number of the dog.
- B. An owner shall be liable for any and all damages which may accrue to any person, other than a trespasser, by reason of having been bitten by such dog; to any person, firm or corporation by reason of such dog killing, wounding, injuring, worrying or chasing any person or persons or any domestic animals belonging to such person, firm or corporation.
- C. **IT SHALL BE UNLAWFUL FOR ANY PERSON TO OWN, OR ALLOW TO BE IN OR UPON ANY PREMISES OCCUPIED OR UNDER SUCH PERSON'S CHARGE OR CONTROL, ANY DOG THAT IN ANY MANNER INJURES OR DESTROYS ANY REAL OR PERSONAL PROPERTY OF ANY DESCRIPTION BELONGING TO ANOTHER. IF UPON THE TRIAL OF ANY OFFENSE MENTIONED IN THIS SECTION, IT SHALL APPEAR TO THE JUDGE THAT THE PERSON BE GUILTY AS CHARGED IN SAID COMPLAINT, SAID JUDGE MAY, IN ADDITION TO THE USUAL JUDGMENT OF CONVICTION, ORDER THE PERSON SO OFFENDING TO**

**MAKE RESTITUTION TO THE PARTY INJURED IN AN AMOUNT EQUAL TO THE VALUE OF THE PROPERTY SO INJURED OR DESTROYED.**

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**SECTION 3-309: VIOLATION; FINES.**

***REPEALED***

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**SECTION 3-523: NUISANCE (ANIMAL-RELATED); DEFINED**

A. The maintaining, using, placing, depositing, leaving, or permitting, by the owner of any animal located within the corporate limits of the village, of any of the following general acts, omissions, places, conditions, and things which:

1. Tend to injure or endanger the comfort repose, health and safety of children, citizens and other pets;
2. Render other citizens insecure in life and the use of property;
3. Interfere with the comfortable enjoyment of life and property and tend to depreciate the value of the property of others

are hereby declared to be public nuisances.

B. The following specific acts, omissions, places, conditions and things by the owner of any animal within the corporate limits of the village, are hereby declared to be public nuisances, to wit:

1. Permitting any animal to defecate on any publicly or privately owned or occupied property other than that of the owner of the animal having control of the animal without immediately removing the excrement;
2. Permitting any animal to engage in menacing behavior including but not limited to the chasing of vehicles or frightening passersby or neighbors;
2. Permitting unsanitary conditions to exist on any premise where an animal is kept which would cause foul or obnoxious odors attract vermin or otherwise threaten the public health and safety.
4. Permitting any animal to repeatedly be at large.

(Ord. No. 2006-4, 5/16/06; 2021-6, 12/1/21; Ord No 26-\_\_ / \_\_ / \_\_)

**SECTION 3-524: NUISANCE ANIMAL; OWNER DEFINED**

An "owner" is defined as any person who owns, possesses, keeps, exercises control over, maintains, harbors, transports, or sells an animal within the village, the actions of which are defined as has been determined by the Village Board to be a nuisance. (Ord. Nos. 2006-4, 5/16/06; 2021-6, 12/1/21)

**SECTION 3-525: NUISANCE ANIMAL; UNLAWFUL**

It shall be unlawful for any person, firm, partnership, corporation, or association to own an animal which has been determined by the Village Board to be a nuisance within the village. (Ord. Nos. 2006-4, 5/16/06; 2021-6, 12/1/21)

**SECTION 3-526: NUISANCE ANIMAL; IMPOUNDMENT**

Notwithstanding any provisions to the contrary, the village clerk is authorized to immediately impound any animal found in the village which has been deemed a nuisance. The clerk may house or dispose of such animal in such manner as he or she may deem appropriate. (Ord. Nos. 2006-4, 5/16/06; 2021-6, 12/1/21)

**SECTION 3-527: NUISANCE ANIMAL; HEARING/APPEAL**

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A. When the village clerk has impounded any animal pursuant to this chapter and article and the owner of such animal disputes the classification of such animal as a nuisance, the owner of such animal may file a written petition with the village clerk for a hearing concerning such classification no later than seven days after impoundment. Such petition shall include the name and address, including mailing address, of the petitioner. The village clerk will then issue a notice of hearing date by mailing a copy to the petitioner's address no later than 10 days prior to the date of the hearing. When no written request from the owner for a hearing is received by the clerk within seven days of impoundment, the animal shall be humanely destroyed.

B. The hearing, if any, will be held before the chairman and Board of Trustees. The owner of such animal shall bear the burden of proof. Any facts that the petitioner wishes to be considered shall be submitted under oath or affirmation, either in writing or orally at the hearing. The board shall make a final determination whether the animal is a nuisance as defined in Section 3-526 (Defined) hereof. Such final determination shall be considered a final order of the village.

C. If the animal is found to be a nuisance, it shall be humanely destroyed unless the owner produces evidence deemed sufficient by the village clerk that the animal is to be permanently taken out of the village and the owner will pay the costs of impoundment. If the animal is found not to be a nuisance, it shall be released to the owner.

D. The procedures in this subsection shall not apply and the owner is not entitled to such a hearing with respect to any animal that was impounded as the immediate result of an attack or bite, provided the animal was not being tormented, abused, or assaulted at the time of the attack or bite. In those instances, the animal shall be impounded and thereafter shall be humanely destroyed.

(Ord. Nos. 2006-4, 5/16/06; 2021-6, 12/1/21)

Section 3. That the Chair of the Board of Trustees 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 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 fifteen (15) days after its passage and approval either in pamphlet form or by posting in three (3) public places in the Village of Ceresco, Nebraska, and shall be in full force and take effect on the fifteenth (15<sup>th</sup>) day from and after its passage, approval, and publication, as provided herein.

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

This Ordinance passed and approved this \_\_\_\_\_ day of \_\_\_\_\_, 2026.

VILLAGE OF CERESCO

By: \_\_\_\_\_

Scott Peterson, Its Chair

ATTEST:

\_\_\_\_\_  
Joan Lindgren, Village Clerk

(SEAL)

The Chair thereupon read the aforesaid Ordinance No. 2026-3 of the Village of Ceresco by title.

WHEREUPON, Board Member Ruble moved that said Ordinance 2026-3 be approved on its first reading 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, Johnson, and Peterson. Nays: none.

WHEREUPON, the Chair declared said Ordinance 2026-3 be approved on its first reading and its title agreed to and that the second reading of Ordinance 2026-3 be on the next Agenda of a meeting of the Board of Trustees.

Ordinance 2026-1 now comes on for second reading.

**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 REMOVING 5.05.03.15 AND 7.16 AND AMENDING SECTION 4.13 ACCESSORY BUILDING AND USES IN PARTICULAR SUBSECTION 4.13.02; AND SECTIONS 5.07.05 AND 5.08.05 HEIGHT AND LOT REQUIREMENTS.**

WHEREUPON, Chair Peterson moved that said Ordinance 2026-1 be approved upon its second reading 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: Peterson, Ruble, Johnson, and Custer. Nays: none.

WHEREUPON, the Chair declared said Ordinance 2026-1 be approved on its second reading and its title agreed to and that the third reading of Ordinance 2026-1 be on the next Agenda of a meeting of the Board of Trustees.

A request from the Senior Citizens to have the piano tuned was reviewed. Johnson suggested an electric keyboard. Discussion held. It will be looked into further.

OPPD's Integrated System Plan Workshop #1 was mentioned.

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

Peterson moved to go into executive session for the Board to discuss Anderson's wages and Ordinance 2026-2. Ruble seconded. Voting Yeas: Peterson, Ruble, Johnson, and Custer.

Peterson said the purpose of the closed session is for the Board to discuss Anderson's wages and Ordinance 2026-2 and entered closed session at 7:50 pm.

Peterson resumed Regular Session at 8:25 pm from the closed session for the Board to discuss Anderson's wages and Ordinance 2026-2.

Ordinance 2026-2 was introduced by Chairman Peterson and is set forth in full as follows, to wit:

**AN ORDINANCE TO AMEND THE WAGES AND SALARIES OF CERTAIN 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:

VILLAGE BOARD OF TRUSTEES  
REGULAR MEETING  
MARCH 17, 2026

Section 1. Pursuant to Ceresco Municipal Code Section 1-105 the following changes to wages and salaries as listed below:

POSITION	WAGES OR SALARY
Office Assistant	\$19.50 \$ Per Hour / Effective: January 1, 2026

Section 2. 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.

PASSED AND APPROVED THIS \_\_\_\_\_ DAY OF \_\_\_\_\_, 2026.

\_\_\_\_\_  
Scott Peterson, Chair

ATTEST:

\_\_\_\_\_  
Joan Lindgren, Clerk

(Seal)

**Chairman Peterson 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: Peterson, Ruble, Johnson, 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 2026-2 might be read by title and then moved for final passage at the same meeting.**

**Chairman Peterson moved that said Ordinance 2026-2 be approved and passed and its title agreed to with the changes to \$20.00 an hour, effective next payroll (March 27, 2026). 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: Peterson, Ruble, Johnson, and Custer. Nays: none.**

**WHEREUPON, the Chair declared said Ordinance 2026-2 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 her name thereto and affixing thereon the seal of the Village of Ceresco, Nebraska. The Chair then instructed the Clerk to publish Ordinance 2026-2 in the manner required by law, within fifteen (15) days after its passage.**

**Ruble made a motion to adjourn at 8:28 pm. Peterson seconded. Voting Yeas: Ruble, Peterson, Custer, and Johnson.**

\_\_\_\_\_  
Scott Peterson, Chair  
Joan Lindgren, Clerk