

VILLAGE BOARD OF TRUSTEES
REGULAR MEETING
NOVEMBER 19, 2024

Opening prayer by Sophia Custer.

Rupe called the Regular 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 at 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, Peterson, Custer, Ruble, and Eggleston. Also present: Dale Bohac, Richard Novak, Andrea Woita, Arsen Johnson, Yana Johnson, Liam Tvrdy, Tony Hernandez, Lynn Maxson, Brian Roland, and Joan Lindgren.

The Pledge of Allegiance was recited.

Eggleston moved to approve the October 15th minutes as presented. Rupe seconded. Voting Yeas: Eggleston, Peterson, and Ruble. Abstain: Custer. Nays: none. Motion carried.

Peterson moved to approve the November 6th minutes as presented. Ruble seconded. Voting Yeas: Peterson, Ruble, Eggleston, Custer, and Rupe. Nays: none. Motion carried.

The Police report was reviewed including the violations at 436 E Elm, and award of the COPS grant for radios.

Dale Bohac with JEO was present to review the 2023 Well Improvements.

Bohac reviewed Pay Application #1, which is for the work since the start of the project to date. It includes drilling the well, and the test bore. The well design was adjusted to the information from the test bore, which recommended adding 5 ft of screen to the well. The well produces 400 gpm.

Bohac reviewed Change Order #1. The low bidder misinterpreted the bid form, and will adjust the contract amount to deduct item 3 from Group C. The contract award was based on deducting this item with a change order to the contract to provide full disclosure for accounting purposes. The net result is a deduct of \$19,500 reducing the total contract. The generator pad was not included in the bid, and was added, leaving a change deduction of -\$14,087.50.

The amount of Pay Application #1 is \$189,803.82, and Bohac recommended approval of both.

Rupe moved to approve Change Order #1 in the amount of -\$14,087.50. Eggleston seconded. Voting Yeas: Rupe, Eggleston, Ruble, Custer, and Peterson. Nays: none. Motion carried.

Rupe moved to approve Pay Application #1 in the amount of \$189,803.82 to Vrba. Ruble seconded. Voting Yeas: Rupe, Ruble, Custer, Eggleston, and Peterson. Nays: none. Motion carried.

Bohac reviewed his Memo: 1) The installed well produces water at designated 400 gpm and will provide a good source for the community. 2) Pitless well unit delivery was delayed by manufacturer/supplier. 3) Installed pitless unit for new well last week. 4) Contractor to be onsite later this week to install water main from pitless unit into well building. 5) Obtained water quality results for the new well. All parameters were acceptable, except for the result for radium, which was above the established limit. 6) Communicated with NDEE to clarify what was occurring currently and the agency does not have a blending procedure on file for the existing well. (The Village currently blends. Roland noted he hasn't received high test results in the past.) 7) Contractor is having difficulty with securing materials for the building addition. 8) The controls contractor has communicated a mid December delivery. 9) The delivery date of the new generator is not confirmed. The Village will be updated once this is known later this week.

Concerns of securing materials was discussed. July 15, 2025 is the scheduled completion date for the generator. A Change Order will be prepared for the December meeting.

Bohac reviewed the Plans & Specs for the 2024 Water Main Improvements, which includes two different groups: 1) 1st to 2nd on Elm, and 2) 2nd to 3rd on Elm. Rupe recommended approving the Plans & Specs and authorizing to go to bid.

Peterson moved to go out to bid for the 2024 Water Main Improvements Project from 1st to 3rd on Elm. Ruble seconded. Voting Yeas: Peterson, Ruble, Custer, Eggleston, and Rupe. Nays: none. Motion carried.

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Rupe moved to approve the Plans & Specs for the 2024 Water Main Improvements Project from 1st to 3rd on Elm. Eggleston seconded. Voting Yeas: Rupe, Eggleston, Peterson, Custer, and Ruble. Nays: none. Motion carried.

Rupe reviewed the wwtp roof has been completed. Roland noted the old HVAC duct is leaking and needs to be sealed. A bid from White Castle to fully adhere 60 Mil EPDM membrane around the HVAC ducts work with flashing the ductwork was reviewed.

Rupe moved to approve the quote from White Castle to do the remaining work for \$839.00. Eggleston seconded. Voting Yeas: Rupe, Eggleston, Ruble, Custer, and Peterson. Nays: none. Motion carried.

Roland reviewed: 1) Hasn't been able to find anyone to repair the wwtp exhaust fan yet. The pump needs to be pulled apart to fix the valve. New blower has been stalled. Gushard needs to help switch the plant for a new season. 2) Doctor appointment.

Handrail bids for the new ramp and step were reviewed.

Rupe moved to approve Tucker Maxson's bid for \$2,500.00 and approve for the Maintenance Subcommittee to approve payment after job completion. Peterson seconded. Voting Yeas: Rupe, Peterson, Custer, Ruble, and Eggleston. Nays: none. Motion carried.

Snow removal help was discussed.

Peterson moved to hire Tucker Maxson for snow removal. Ruble seconded. Voting Yeas: Peterson, Ruble, Eggleston, Custer, and Rupe. Nays: none. Motion carried.

Rupe moved to Parks/Rec on the agenda.

Custer reviewed the Splash Pad: 1) Trees have been moved. 2) A community wide fundraiser is being planned in January. 3) A preconstruction meeting will be scheduled with Bodie Dostal.

Andrea Woita and Richard Novak with the CYRA were present to discuss: 1) Bleachers at the ballfield. The middle set needs to be replaced eventually. The Village owns the bleachers. 2) Extending the cement pad for more picnic tables. 3) Pouring cement under the bleachers. 4) Repairs, painting and adding storage in the bathrooms. The Board recommended a locked cabinet. The CYRA will make improvements. 5) Batting cage lighting repairs. Maxson shared concerns of needing to lock the batting cage. Adding a timer to the lights was mentioned. Prior information on the lights will be researched. 6) Adding agrilime on the school ballfield. The Board recommended contacting the school. 7) Repairing the concession stand window. CYRA will repair.

Novak said he will pour the concrete. Rupe requested the CYRA get with the Park/Rec subcommittee prior to pouring concrete to approve the square footage, etc.

Rupe returned to the Maintenance agenda and reviewed communication from Gushard: 1) Pay for getting license. 2) Public restrooms cleaned and winterized. 3) Snow fence to ease drifting. 4) Picking up a load of salt and sand. 5) No salt on new ramp/risk concerns/just sand or temporarily close ramp when wet in winter. Rupe recommended the new ramp and sidewalk be sanded, and to direct people to other entrances. A temporary drop box was mentioned. 6) Snow help - everyone on board except for Cory Storm. Tucker Maxson is good to help.

Discussion held regarding wages for wastewater operator certification. A meeting with Gushard and Bower will need to be scheduled with the Maintenance Subcommittee.

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

The Zoning Report was reviewed. Public Hearings will be held at the December meeting for the Annexation and the Final Plat of Hunter 1st Addition.

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Sidewalk Agreements for 401 Ash, 405 Ash, and 355 Archie were reviewed. Arsen Johnson and Gary Schultz were present to review their Agreements. Schultz questioned if the property is sold, if the new homeowners can request a new

Agreement, instead of a sidewalk being built. Peterson questioned why the recording expense is at the cost of the Village. Lindgren noted this is how previous Agreements were written. Peterson suggested the filing fee should be at the homeowner's cost.

Rupe moved to table the Sidewalk Agreements until the December meeting to correct the filing fee to be homeowner's cost. Eggleston seconded. Voting Yeas: Rupe, Eggleston, Peterson, Ruble, and Custer. Nays: none. Motion carried.

The current conditional use permit on 436 E Elm for Serge Derun was discussed. The Planning Commission suggested the Village Board decide on whether to revoke the permit or not with the current zoning violation. The engineer recommended giving a time frame for compliance.

Rupe moved to tell Serge he has 20 days to have all items vacated from his property or he will lose his conditional use permit. Peterson seconded. Voting Yeas: Rupe, Peterson, Ruble, Custer, and Eggleston. Nays: none. Motion carried.

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

Custer moved to approve the JEO claim for \$7,885.25. Eggleston seconded. Voting Yeas: Custer, Eggleston, Ruble, and Peterson. Abstain: Rupe. Nays: none. Motion carried.

Claims were reviewed. **Rupe moved to pay the claims as presented. Custer seconded. Voting Yeas: Rupe, Custer, Ruble, Eggleston, and Peterson. Nays: none. Motion carried. Approved claims: AFLAC \$327.12/ins; Amazon Capital Business \$229.74/pol, lib, gen; Ameritas Life \$62.88/ins; Aqua-Chem \$146.75/wat; B-RAD \$176.70/prk; Baker & Taylor \$552.18/lib; Blue Cross and Blue Shield \$3,046.09/ins; Brian Roland \$534.66/wat, sew; Bomgaars \$21.98/st; Bromm, Lindahl, ET AL \$350.00/pol, gen, fire, st; Card Services \$12.81/gen, gen; Cash \$48.26/st, pol, gen; Ceresco 60+ \$142.00/gen; Column Software \$405.76/gen; Comfort Inn \$344.85/pol; Delta Dental \$182.76/ins; DEMCO \$136.34/lib; Domonique Harris \$46.23/lib; Electric Pump \$3,300.00/sew; Federal Licensing \$119.00/wat; FNBO \$419.67/lib, gen; Frontier Coop \$101.30/fuel; Galls \$176.18/pol; Hergert Oil \$81.34/pol; Jackson Services \$159.19/gen, sew, wat, fire, prk, st; JC Cross \$3,147.80/sew; Jean's Fashion Creations \$50.00/pol; Joan Lindgren \$58.96/gen; Menards \$194.31/st; Merritt Concrete \$9,020.00/gen; Midwest Laboratories \$206.12/sew; Municipal Supply of Omaha \$178.95/wat; Mutual of Omaha \$114.05/ins; Nebraska Public Health Environmental Lab \$98.00/wat; NERWA \$300.00/wat, sew; Office Depot \$13.11/gen; OPPD \$4,948.93/electric; OOP \$168.09/gen; Prague Insurance \$3,504.04/gen, fire; Real Estate Unlimited \$75.00/gen; Sam's Club \$182.11/lib, gen, pol; Sandy Tvrdy \$325.00/gen; Simons Home Store \$34.99/st; Small Engine \$709.99/prk; Subbert Pumping \$4,565.00/sew, prk; Sunset \$870.86/pol; Utility Service \$4,102.54/wat; Verizon \$178.86/phones; Waste Connections \$6,032.25/trash; White Castle \$19,610.00/sew; Windstream \$326.91/phone; Payroll \$18,301.60; NE Dept of Revenue \$798.91; NE Dept of Labor \$33.59; American Funds \$2,057.58; United States Treasury \$5,166.92**

Eggleston moved to approve the Fire Department minutes for October 7, 2024 as presented. Rupe seconded. Voting Yeas: Eggleston, Rupe, Peterson, Custer, and Ruble. Nays: none. Motion carried.

No one was present to discuss the five year fire station plan.

Final Celebrate Ceresco bank statements were available for review.

Custer reviewed a request for new Christmas trees and decorations using Celebrate Ceresco funds. She noted the committee hasn't discussed it. Discussion held. The Board suggested getting a bigger tree.

Custer moved to approve the spending of up to \$500.00 for Christmas celebration items from the Celebrate Ceresco fund. Peterson seconded. Voting Yeas: Custer, Peterson, Ruble, Eggleston, and Rupe. Nays: none. Motion carried.

Custer and Andrea Woita reviewed a request for a Christmas lighting contest. It will not be sponsored by Celebrate Ceresco. Woita and Custer will sponsor.

The updated community building rental agreement, which includes no alcohol in the premises without a special designated liquor license issued by the Nebraska Liquor Control Commission, was reviewed. Discussion held. Liability concerns were mentioned.

Rupe moved to approve the updated Community Building Rental Agreement. Eggleston seconded. Voting Yeas: Rupe, Eggleston, Custer, Ruble, and Peterson. Nays: none. Motion carried.

The final safety policy will be reviewed by the subcommittee prior to the December meeting.

The final pay application for the stream stabilization project was not received.

The sidewalk cost share program was reviewed. Handicap ramps at 408 Beech was discussed. Lindgren noted the homeowner is considering adding the handicap ramps himself with his son and will need to speak with Merritt to confirm requirements. A building permit will be required. Peterson shared that the handicap ramp on the north side of Laura Lane and Beech is not ADA compliant and was originally paid by the Village and should be redone correctly at Village cost. Also, near the ramp it is broken up around a manhole cover, which needs to be replaced.

The Village audit is scheduled for next week.

Ordinance 2024-8 now comes on for second reading. AN ORDINANCE OF THE VILLAGE OF CERESCO, SAUNDERS COUNTY, NEBRASKA, TO AMEND SECTION 6-103 OF THE MUNICIPAL CODE OF THE VILLAGE OF CERESCO, regarding Rural Mail Boxes Prohibited with the exception of new subdivisions.

WHEREUPON, Chair Rupe moved that said Ordinance 2024-8 be approved upon its second reading 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: Rupe, Eggleston, Peterson, Custer, and Ruble. Nays: none.

WHEREUPON, the Chair declared said Ordinance 2024-8 be approved on its second reading and its title agreed to and that the third reading of Ordinance 2024-8 be on the next Agenda of a meeting of the Board of Trustees.

Ordinance 2024-9 now comes on for second reading. AN ORDINANCE TO AMEND THE WAGES AND SALARIES OF CERTAIN OFFICERS, APPOINTEES, AND EMPLOYEES OF THE VILLAGE OF CERESCO, NEBRASKA.

Discussed was the assistant librarian position. The assistant is retiring and will only be substituting when needed. A tier will be added for over 20 years of service.

WHEREUPON, Chair Rupe moved that said Ordinance 2024-9 be approved upon its second reading with the changes suggested and its title agreed to. Board Member Peterson 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: Rupe, Peterson, Custer, Ruble, and Eggleston. Nays: none.

WHEREUPON, the Chair declared said Ordinance 2024-9 be approved on its second reading and its title agreed to and that the third reading of Ordinance 2024-9 be on the next Agenda of a meeting of the Board of Trustees.

WHEREUPON, the Chair announced that the introduction of Resolution 2024-15 was now in order.

Resolution 2024-15 was introduced by Chair Rupe and is set forth in full as follows, to wit:

Whereas: State of Nebraska Statutes, sections 39-2302, and 39-2511 through 39-2515 details the requirements that must be met in order for a municipality to qualify for an annual Incentive Payment; and

Whereas: State of Nebraska Department of Transportation (NDOT) requires that each incorporated municipality must annually certify (by December 31st of each year) the appointment(s) of the City Street Superintendent(s) to the NDOT using the Year-End Certification of City Street Superintendent form; and

Whereas: The NDOT requires that each certification shall also include a copy of the documentation of the city street superintendent's appointment, i.e., meeting minutes; showing the appointment of the City Street Superintendent by their name as it appears on their License (if applicable), their License Number (if applicable), and Class of License (if applicable) and type of appointment, i.e., employed, contract (consultant, or interlocal agreement with another incorporated municipality and/or county), and the beginning of the appointment; and

Whereas: The NDOT requires that each such Year-End Certification of City Street Superintendent form shall be signed by the Mayor or Village Board Chairperson and shall include a copy a resolution of the governing body authorizing the signing of the Year-End Certification of City Street Superintendent form by the Mayor or Village Board Chairperson.

Be it resolved that the Village Board Chairperson of Ceresco is hereby authorized to sign the attached Year-End Certification of City Street Superintendent completed forms(s).

WHEREUPON, Chair Rupe moved that said Resolution No. 2024-15 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: Rupe, Eggleston, Custer, Ruble, and Peterson. Nays: none.

WHEREUPON, the Chair declared that the Motion having been approved by a majority of the votes cast, said Resolution 2024-15 is approved and adopted.

Emailing bills was discussed. A notice will be posted to acquire interest. Tabled to December meeting.

The Solid Waste Contract was tabled to the December meeting.

The Fee Schedule was reviewed.

Rupe moved to table the proposed Fee Schedule until the December meeting in old business. Ruble seconded. Voting Yeas: Rupe, Ruble, Custer, Peterson, and Eggleston. Nays: none. Motion carried.

Rupe shared a reminder to stop for the school bus.

Rupe moved to adjourn at 7:43 PM. Ruble seconded. Voting Yeas: Rupe, Ruble, Peterson, Eggleston, and Custer. Nays: none. Motion carried.

Antonia Rupe, Chair
Joan Lindgren, Clerk

