

VILLAGE BOARD OF TRUSTEES
REGULAR MEETING
OCTOBER 15, 2024

Opening prayer by Joan Lindgren.

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, and Eggleston. Ruble entered at 6:05 PM. Absent: Custer. Also present: Payton Faimon, Shyanne Sears, Tony Hernandez, Oleg Derun, Brian Roland, and Joan Lindgren.

The Pledge of Allegiance was recited.

Eggleston moved to approve the minutes for September 17th as presented. Peterson seconded. Voting Yeas: Eggleston, Peterson, and Rupe. Nays: none. Motion carried.

Peterson moved to approve the October 7th minutes as presented. Rupe seconded. Voting Yeas: Peterson, Rupe, and Eggleston. Nays: none. Motion carried.

The Police report was reviewed: 1) Violations at 436 E Elm. 2) Dogs running at large and not licensed. 3) Ordinances and State Statutes.

Roland reviewed: 1) Started digging the new well today. 2) Drought - Well #5 has dropped about 10 feet. Still pumping 150,000 to 160,000 gallons of water a day. 3) Well #5 and #6 are both back in service after maintenance. 4) New valve has been put in at the wwtp. 5) Inventory for lead and copper has been turned in. 6) Water main replacement on Elm Street and replacing hydrants were discussed. Spearman will be contacted regarding rates and bonding. Lovell Excavating will be contacted for hydrant bids. 7) Johnson Service sewer maintenance quote.

Rupe moved to approve the Johnson Service sewer maintenance quote not to exceed the amount of \$7,000.00. Eggleston seconded. Voting Yeas: Rupe, Eggleston, Ruble, and Peterson. Nays: none. Motion carried.

Roland continued: 8) Suggested looking into the repair of the sewer main/belly on Pine Street, near Laura Lane. 9) Waiting for Johnson Service Manhole Rehab quote. Manholes need repair before rehab. 10) Waiting for wwtp roof replacement. 11) Exhaust fan works for ventilation at wwtp, but it won't stay running and needs to be repaired.

Rupe mentioned 1) Letter for the increase in utility rates. 2) Concrete work starting. Signage for building entrance.

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

Oleg Derun was present to review his plans for the property at 436 E Elm Street. He said he has completed the conditional use permit and has a POA from his brother who owns the property. He is asking for storage right now and then a dealership in the future. Hernandez reviewed requirements for a dealership, including the limit of selling 10 vehicles. The zoning ordinance allows a conditional use for 60 days of storage with a renewal of another 60 days. Derun submitted his conditional use permit to the clerk. The Board asked him to keep them up to date. Derun questioned if he could use a storage container for his business, until a building is constructed. He will need to discuss with the Planning Commission.

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

Peterson moved to approve the JEO claim for \$4,575.50. Ruble seconded. Voting Yeas: Peterson, Ruble, and Eggleston. Abstain: Rupe. Nays: none. Motion carried.

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Claims were reviewed. **Peterson moved to pay the claims as presented. Ruble seconded. Voting Yeas: Peterson, Ruble, Eggleston, and Rupe. Nays: none. Motion carried. Approved claims: AFLAC \$327.12/ins; Amazon Capital Business \$221.28/pol, prk, gen; Ameritas Life \$31.44/ins; Aqua-Chem \$146.75/wat; Baker & Taylor \$448.49/lib; Blue Cross and Blue Shield \$3,046.09/ins; Brian Roland \$730.97/wat, sew; Bomgaars \$41.35/wat, st; Card Services \$243.15/gen, st; Carquest \$16.79/st; Ceresco Rural Fire District #5 \$28,083.29/fire; City of Wahoo \$450.00/gen; Delta Dental \$167.68/ins; Dennis Trucking \$400.00/wat; Eakes \$149.88/gen; Erickson & Brooks \$6,675.00/gen, wat, st, sew; FNBO \$668.05/lib, prk, comp, wat, gen; Frontier Coop \$346.00/fuel; Hergert Oil \$69.18/pol; Jackson Services \$159.42/gen, sew, wat, fire, prk, st; Midwest Laboratories \$430.69/sew; Municipal Supply of Omaha \$1,873.68/wat; Mutual of Omaha \$164.45/ins; NE Public Health Env Lab \$256.00/wat; One Call \$35.12/wat, sew; OPPD \$5,236.98/electric; Pest Solutions \$60/gen; Prague Insurance \$17.00/wat; Rembolt Ludtke \$1,750.00/wat; Sam's Club \$246.14/lib; Sandy Tvrdy \$325.00/gen; Tony Hernandez, \$180.90/pol; Toys for Trucks \$599.59/pol; Verizon \$178.86/phones; Wahoo-Waverly-Ashland Newspapers \$188.95/gen; Wahoo Auto Parts \$112.25/st; Waste Connections \$6,025.20/trash; Windstream \$512.25/phone; Yana Johnson \$75.00/gen; Payroll \$20,478.51; NE Dept of Revenue \$2,053.09; American Funds \$1,637.16; United States Treasury \$5,589.44**

Peterson moved to approve the September 3, 2024 Fire Department minutes as presented. Eggleston seconded. Voting Yeas: Peterson, Eggleston, Ruble, and Rupe. Nays: none. Motion carried.

Rupe moved to approve the October 7, 2024 Fire Department meeting minutes as presented. Peterson seconded. Ruble noted this was election. Voting Yeas: Rupe, Peterson, Eggleston, and Ruble. Nays: none. Motion carried.

A CD for Celebrate Ceresco was discussed. The Board agreed to place \$29,000.00 for 182 day at 4.58% in a CD. A credit card will be obtained, and a credit card policy will be established.

The community building rental agreement was reviewed. Discussion held. The Board agreed to add to the agreement that a Special Designated Permit is required to serve alcohol.

Rupe moved to update the Community Building Rental Subcommittee name to Community Property Rental Subcommittee. Eggleston seconded. Voting Yeas: Rupe, Eggleston, Ruble, and Peterson. Nays: none. Motion carried.

A Safety Subcommittee meeting will be scheduled to review the proposed policy.

John Peterson will be contacted for an update on the stream stabilization project.

The Board reviewed the drainage at 300 W Beech agenda item, which was requested by the property owner to be on the meeting every month. It is on the 6 Year Street Plan. The Board agreed to remove the agenda item for future meetings, unless the property owner comes in to request it be added to the agenda. The Board noted the property owner can always contact one of them with concerns.

Rupe reviewed Merritt will contact the interested homeowners for the sidewalk cost share.

Eggleston noted he is waiting to hear back from property owners regarding the use of land for the trail.

Lindgren noted the Rural Fire Board is purchasing a new truck and bonding for the remaining balance.

The Board approved the clerk to attend the Southeast Area Clerk's meeting in Malcolm and the Climate Pollution Reduction Grant meeting in Ashland.

The audit services agreement with Erickson and Brooks was reviewed.

Rupe moved to approve the audit at the cost of \$14,500.00. Eggleston seconded. Voting Yeas: Rupe,

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Eggleston, Peterson, and Ruble. Nays: none. Motion carried.

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

Ordinance 2024-7 now comes on for third reading. **AN ORDINANCE OF THE VILLAGE OF CERESCO, SAUNDERS COUNTY, NEBRASKA, TO ESTABLISH, PURSUANT TO SECTION 7-105 A TABLE OF RATES – WATER, PER MONTH, AND A TABLE OF RATES – SEWER, PER MONTH FOR ALL WATER AND SEWER UTILITY CONSUMERS OF THE VILLAGE OF CERESCO, NEBRASKA, AND SECTION 7-508 COMPOST SITE FEES.**

WHEREUPON, Board member Peterson moved that said Ordinance 2024-7 be approved by its third reading as presented and its title agreed to. Board Member Ruble seconded this motion.

The Chair instructed the Clerk to call the roll for the vote thereon. The Clerk called the roll and the following was the vote on this motion. Yeas: Peterson, Ruble, Eggleston, and Rupe. Nays: none.

WHEREUPON, the Chair declared that a majority of the members of the Board having voted in the affirmative for the passage and approval of said Ordinance No. 2024-7, the Chair declared Ordinance No. 2024-7 to have been duly passed and adopted as an Ordinance of the Village of Ceresco, Saunders County, Nebraska, and the Chair subscribed her name thereto, and the Clerk attested said signature of the Chair by subscribing her name thereto and affixing thereon the seal of the Village of Ceresco, Nebraska. The Chair then instructed the Clerk to publish Ordinance No. 2024-7 in the manner required by law, within fifteen (15) days after passage.

Ordinance 2024-8 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 SECTION 6-103 OF THE MUNICIPAL CODE OF THE VILLAGE OF CERESCO, SAUNDERS COUNTY, NEBRASKA. THE VILLAGE BOARD OF TRUSTEES HAS ADOPTED A MUNICIPAL CODE, AS REVISED AND AMENDED FROM TIME TO TIME, TO PROVIDE FOR RULES AND REGULATIONS WITHIN THE MUNICIPALITY TO PROMOTE THE HEALTH AND WELL-BEING OF IT'S INHABITANTS; 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, AND MAY BE RENUMBERED TO ACCOMPLISH SUCH INTENTION.**

WHEREAS, Chapter 6 of the Municipal Code of the Village of Ceresco, Nebraska, pertains to Public Ways and Properties of the Village of Ceresco, Nebraska, and,

WHEREAS, Ceresco Post Office is at capacity and is unable to provide post office boxes to residents of new subdivisions and, there is a need to provide mail service to all residents of the Village of Ceresco, Nebraska, and,

THEREFORE, adding with the exception of new subdivisions to Chapter 6 Section 103: Rural Mail Boxes Prohibited with the exception of new subdivisions, and,

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WHEREAS, the Board of Trustees of the Village of Ceresco, Nebraska, deem it in the best interest of the citizens of the Village of Ceresco, Nebraska, that said aforementioned change be made to provide mail service to all residents in the Village of Ceresco, Nebraska,

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 Chapter 6 of the Municipal Code of the Village of Ceresco, Nebraska, be amended as follows:

SECTION 6 – 103: RURAL MAIL BOXES PROHIBITED WITH THE EXCEPTION OF NEW SUBDIVISIONS

It shall hereafter be unlawful for any person to erect, maintain, or allow to exist a rural mail box upon public property, including the street and sidewalk space, within the village, with the exception of new subdivisions. Developers of new subdivisions must install Cluster Box Units at the direction of the Post Master.

Section 3. That the Chair of the Board of Trustees and the appropriate Department of the Village of Ceresco, Nebraska, are hereby authorized and directed to implement this Ordinance.

Section 4. That should any section, paragraph, sentence or word of this Ordinance hereby adopted be declared for any reason to 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 herefrom of any such portion as may be declared invalid.

Section 5. 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 6. 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 on the fifteenth 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 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.

The Chair thereupon read the aforesaid Ordinance No. 2024-8 of the Village of Ceresco by title.

WHEREUPON, Chairperson Rupe moved that said Ordinance 2024-8 be approved on its first 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, Ruble, and Peterson. Nays: none.

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

Ordinance 2024-9 AN ORDINANCE TO AMEND THE WAGES AND SALARIES OF CERTAIN OFFICERS, APPOINTEES, AND EMPLOYEES OF THE VILLAGE OF CERESCO, NEBRASKA was tabled to a special meeting.

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

Resolution 2024-10 was introduced by Chairperson Rupe and is set forth in full as follows, to wit:

WHEREAS, the Village of Ceresco, Saunders County, Nebraska has adopted a Municipal Code, as revised and amended from time to time, to provide for rules and regulations within the municipality and within its one mile zoning jurisdiction to promote the health, safety and general well-being of its inhabitants, and,

WHEREAS, the Village of Ceresco Municipal Code Book, contain rules and regulations regarding licenses, fees and permits for various processes, procedures, and activities, and,

WHEREAS, the Trustees of the Village of Ceresco has the authority to set the amount of all fees required for issuance of the licenses, permits, and other activities pursuant to the rules and regulations set out in the Municipal Code, the Zoning and Subdivision Regulations of the Village of Ceresco, Saunders County, Nebraska in a Master Fee Schedule, and,

WHEREAS, it is the desire of the Board of Trustees of the Village of Ceresco, Nebraska, to amend the Master Fee Schedule pertaining to FEES and UTILITIES of the Village of Ceresco, Nebraska, and,

NOW, THEREFORE, BE IT RESOLVED BY the Board of Trustees of the Village of Ceresco, Nebraska, as follows:

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

TABLE OF RATES – WATER
PER MONTH

Section I

Minimum Charge Schedule – There shall be a minimum water use base charge per month to each consumer of the Village of Ceresco, Nebraska, which shall be determined by the size of the consumer’s meter. Pursuant with Section 7-105, rates paid by rural users shall be 120% of the rate established for residential users. Rates shall be as follows:

Meter Size	Consumer Charge	
Res ¾”	\$26.75	<u>33.50</u>
Res 1”	\$29.00	<u>36.00</u>
Res 1 ½”	\$32.10	<u>40.00</u>
Res 2”	\$34.65	
Rural ¾”	\$32.10	<u>40.20</u>
Rural 1”	\$34.80	
Rural 1 ½”	\$38.52	
Rural 2”	\$41.58	
Comm ¾”	\$26.75	<u>33.50</u>
Comm 1”	\$29.00	<u>36.00</u>
Comm 1 ½”	\$34.25	<u>40.00</u>
Comm 2”	\$38.50	
Comm 3”	\$43.90	<u>55.00</u>
Comm 4”	\$54.55	

Section II

Water Rate Schedule in Excess of Resident Minimum – The following rate schedule shall apply to all Village of Ceresco, Nebraska Resident water consumers located within the corporate limits of the Village of Ceresco, Nebraska. Any water used per month, the rate charged, in addition to the applicable Minimum Charge shall be:

0-10,000.....gallons per month.....	\$2.15 <u>2.70</u> per thousand
10,001-40,000.....gallons per month.....	\$3.00 <u>3.75</u> per thousand
40,001-60,000.....gallons per month.....	\$3.75 <u>4.85</u> per thousand
Over 60,000.....gallons per month.....	\$5.35 <u>6.85</u> per thousand

Water Rate Schedule in Excess of Rural Minimum – The following rate schedule shall apply to all Village of Ceresco, Nebraska Rural water consumers located outside the corporate limits of the Village of Ceresco, Nebraska. Pursuant with Section 7-105, rates paid by rural users shall be 120% of the rate established for resident users. Any water used per month, the rate charged, in addition to the applicable Minimum Charge shall be:

0-10,000.....gallons per month.....	\$2.58 <u>3.24</u> per thousand
10,001-40,000.....gallons per month.....	\$3.60 <u>4.50</u> per thousand
40,001-60,000.....gallons per month.....	\$4.50 <u>5.82</u> per thousand
Over 60,000.....gallons per month.....	\$6.42 <u>8.22</u> per thousand

Water Rate Schedule in Excess of Commercial Minimum – The following rate schedule shall apply to all Village of Ceresco, Nebraska Commercial water consumers located within the corporate limits of

the Village of Ceresco, Nebraska. Any water used per month, the rate charged, in addition to the applicable Minimum Charge shall be:

0-10,000.....gallons per month.....	\$2.15 <u>2.70</u> per thousand
10,001-40,000.....gallons per month.....	\$3.00 <u>3.75</u> per thousand
40,001-60,000.....gallons per month.....	\$3.75 <u>4.85</u> per thousand
Over 60,000.....gallons per month.....	\$5.35 <u>6.85</u> per thousand

Section III

The Water Commissioner shall be responsible for determining sales and charges of bulk water from hydrants or wells.

**TABLE OF RATES – SEWER
 PER MONTH**

**Section I
 Residential**

- A. Customer Service Base Charge: ~~\$31.00~~ 33.00
- B. Volume Rate Charge: ~~\$4.85~~ 5.15 per 1,000 gallons
 of average water usage for months of
 December, January, and February

**Section II
 Non-Residential**

- C. Customer Service Base Charge: (Commercial)
 ¾ inch water meter ~~\$31.00~~ 33.00

1 inch water meter	\$32.40	<u>34.50</u>
1 ½ inch water meter	\$37.60	<u>39.75</u>
2-inch water meter	\$44.72	<u>41.10</u>

3 inch water meter	\$51.60	<u>54.75</u>
4 inch water meter or larger	\$65.30	<u>60.00</u>

Volume Rate Charge: \$4.85 5.15 per 1,000 gallons
 average water usage for months of
 December, January, and February

Section IV

Compost Site Fee

Residential	\$5.00
Non-Residential	\$6.00

The Water and Sewer Utility Fees commenced on October 1, 2024 in accordance with the passage of Ordinance 2024-7 and takes effect on the November 5, 2024 utility bills.

WHEREUPON, Board Member Rupe moved that said Resolution No. 2024-10 be approved as presented. 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: Ruble, Eggleston, Peterson, and Rupe. Nays: none.

WHEREUPON, the Chair declared that the Motion having been approved by a majority of the votes cast, said Resolution 2024-10 is approved and adopted.

Resolution 2024-12 was introduced by Chairperson Rupe and is set forth in full as follows, to wit:



TREE CITY USA
 An Arbor Day Foundation Program

OFFICIAL PROCLAMATION

- WHEREAS** in 1872, the Nebraska Board of Agriculture established a special day to be set aside for the planting of trees, *and*
- WHEREAS** this holiday, called Arbor Day, was first observed with the planting of more than a million trees in Nebraska, *and*
- WHEREAS** Arbor Day is now observed throughout the nation and the world, *and*
- WHEREAS** trees can be a solution to combatting climate change by reducing the erosion of our precious topsoil by wind and water, cutting heating and

cooling costs, moderating the temperature, cleaning the air, producing life-giving oxygen, and providing habitat for wildlife, and

WHEREAS trees are a renewable resource giving us paper, wood for our homes, fuel for our fires, and countless other wood products, *and*

WHEREAS trees in our city increase property values, enhance the economic vitality of business areas, and beautify our community, *and*

WHEREAS trees — wherever they are planted — are a source of joy and spiritual renewal.

NOW THEREFORE, I, Antonia Rupe, Chair of the Village of Ceresco, Nebraska, do hereby proclaim, April 25, 2025 as **ARBOR DAY** In the Village of Ceresco, and I urge all citizens to celebrate Arbor Day and to support the efforts to protect our trees and woodlands, *and*

FURTHER, I urge all citizens to plant trees to gladden the heart and promote the well-being of this and future generations.

DATED THIS 15th day of September, 2024
Chair,

WHEREUPON, Board Member Eggleston moved that said Resolution No. 2024-12 be approved as presented. 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: Eggleston, Ruble, Peterson, and Rupe. Nays: none.

WHEREUPON, the Chair declared that the Motion having been approved by a majority of the votes cast, said Resolution 2024-12 is approved and adopted.

Solid waste bids were reviewed. Discussion held. Solid waste bids were tabled to the special meeting.

A Special Meeting was scheduled for Wednesday, November 6, 2024 at 6 PM. The agenda will include Ordinance 2024-9 and solid waste bids.

Rupe moved to adjourn the meeting at 7:12 PM. Ruble seconded. Voting Yeas: Rupe, Ruble, Eggleston, and Peterson. Nays: none. Motion carried.

Antonia Rupe, Chair
Joan Lindgren, Clerk