

MINUTE RECORD

REGULAR BOARD MEETING
VILLAGE BOARD OF TRUSTEES
AUGUST 10, 2023 7:00 PM

The regular meeting of the Chairman and Board of Trustees of the Village of Shelton, Nebraska, was convened in open and public session in the Community Room of the Shelton Municipal Building at 219 "C" Street in Shelton, Nebraska, on August 10, 2023. Chairman Roe called the meeting to order at 7:00 P.M. at which time he informed the public of the posting of the Open Meeting Act on the bulletin board in the back of the room and led the audience in the Pledge of Allegiance. He then directed the Village Clerk to call roll which reflected the following: Present: Trustees: Roe, Oberg and Keslar. Absent: Leibfarth.

Notice of this meeting was given in advance thereof by publication in the Shelton Clipper on August 3, 2023 and by posting at 10:30 am on August 2, 2023 in five (5) public places in the Village of Shelton, Nebraska, as follows: Larry's Market, Shelton Clipper, Post Office, Cornerstone Bank, and Village Office, all as shown by the Certificate of Posting attached to these minutes. Notice of this meeting was simultaneously given to the Chairman and all members of the Village Board of Trustees and a copy of their acknowledgement of receipt of notice of the meeting and the agenda are attached to these minutes. Availability of the agenda was communicated in the advanced notice and in the notice of this meeting to the Village Board of Trustees.

All proceedings shown were taken while the convened meeting was open to the attendance of the public.

2. RESIGNATION OF TRUSTEE DOREMUS FROM THE VILLAGE BOARD/DECLARING A VACANCY. A letter of resignation was presented to the board from Trustee Doremus effective July 31, 2023. After discussion, it was moved by Trustee Keslar, with a second from Trustee Oberg to accept his letter of resignation with regret. Ayes: Roe, Oberg and Keslar. Nays: None. Absent: Leibfarth. Motion Carried.

3. CONSENT AGENDA. It was then moved by Trustee Oberg to approve the consent agenda which included: A) Waive Reading and approve minutes of the Regular meeting of July 13, 2023 and the Special meeting of July 19, 2023, B) Accept Financial Report, C) Resolution authorizing Chairman to sign the Municipal Annual Certification of Program Compliance and: D) Resolution approving lease for compact track loader from LandMark of Kearney.

RESOLUTION NO. 23-08-10:

Whereas: State of Nebraska Statues, sections 39-2115, 30-2119, 39-2120, 39-2121 and 39-2520(2), requires an annual certification of program compliance to the Nebraska Board of Public Roads Classifications and Standards; and

Whereas: State of Nebraska Statues, section 39-2120 also requires that the annual certification program compliance by each municipality shall be signed by the Mayor or Village Board Chairman and shall include the resolution of the governing body of the municipality authorizing the signing of the certification.

Be it resolved that the Village Board Chairperson of Shelton is hereby authorized to sign the Municipal Annual Certification of Program Compliance.

RESOLUTION NO. 23-08-10A:

BE IT RESOLVED BY THE CHAIRMAN AND BOARD OF TRUSTEES OF THE VILLAGE OF SHELTON, NEBRASKA,

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1. That the Lease Agreement between the Village of Shelton, Nebraska and LandMark Implement for a 2023 John Deere 325G Compact Track Loader for the period August 5, 2023 to August 5, 2024 not to exceed \$6,500.00 hereby is, approved and accepted.
2. That the Chairman of the Governing Body, Utility Superintendent and Village Clerk be, and they hereby are, authorized and directed to execute such documents, orders, and contracts in the name of the Village of Shelton, Nebraska, as may be necessary, proper, or convenient to undertake and complete such lease.

This received a second from Trustee Keslar with the vote as follows: Ayes: Roe, Oberg and Keslar. Nays: None. Absent: Leibfarth. Motion Carried.

4. RENEWAL OF PCF CD# 91666 AND BOND CD#74612. After discussion, it was moved by Trustee Roe, with a second from Trustee Oberg to renew this CD #91666 for 7 months at a rate of 4.23% interest and when CD #74612 came up for renewal to cash it in and reinvest in either NPAIT or NFIT. Ayes: Roe, Oberg and Keslar Nays: None. Absent: Leibfarth. Motion Carried.

5. REPORTS. Written and verbal reports were received from the Attorney, Police, Administrative Clerk, Utility Department, and Library.

6. ACTIVITIES IN THE PARK. Administrative Clerk Doremus recapped the dates for the Movie in the Park and the Spiffy Day fund raiser for the new Pool to be held August 18th and 19th of this month.

7. UTILITY DEPARTMENT STAFFING. Utility Superintendent Gillming related to the board that since Adam has completed his schooling, he would like to make him a permanent full-time member of his staff. After discussion, it was moved by Trustee Keslar, with a second from Trustee Oberg to hire Adam Jensen full time at \$15.50 per hour. Ayes: Roe, Oberg and Keslar Nays: None. Absent: Leibfarth. Motion Carried.

Utility Superintendent Gillming also asked that he be allowed to do a "Work-Study" program with the School which would facilitate Luke Gillming working two hours per day. After discussion, it was moved by Trustee Oberg, with a second from Trustee Keslar to do this. Ayes: Roe, Oberg and Keslar Nays: None. Absent: Leibfarth. Motion Carried.

8. APPOINTMENT OF LISA SMITH TO THE HOUSING AUTHORITY BOARD. After discussion, Chairman Roe officially appointed Lisa Smith to the Housing Authority Board.

9. POLICY FOR LEASING SPACE ON THE WATER TOWER. Administrative Clerk Doremus reported that she had been asked by another company about putting equipment on the top of the water tower. She asked the board if they wanted to create a policy so that she had something to refer to when these inquiries came into her office. After discussion, Chairman Roe directed Attorney Truell to draw up a policy for the boards consideration at the September meeting.

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10. DECLARING 204 COADY STREET A NUISANCE PROPERTY. Police Chief Clark reported to the board that he had been told the property was sold. After discussion it was agreed to see what the new owner was going to do to eliminate the nuisance before proceeding further.

11. RESURFACING OF AYRES STREET. Village Attorney Truell reported he was proceeding with the board's directive to file suet.

12. 2023/2024 LARM RENEWAL. After discussion, Chairman Roe indicated it was now time to consider Resolution 23-08-10B.

RESOLUTION NO. 22-08-10B:

WHEREAS, The Village of Shelton is a member of the League Association of Risk Management (LARM);

WHEREAS, section 8.10 of the Interlocal Agreement for the Establishment and Operation of the League Association of Risk Management provides that a member may voluntarily terminate its participation in LARM by written notice of termination given to LARM and the Nebraska Director of Insurance at least 90 days prior to the desired termination given to and that members may agree to extend the required termination notice beyond 90 days in order to realize reduced excess coverage costs, stability of contribution rates and efficiency in operation of LARM; and

WHEREAS, the Board of Directors of LARM has adopted a plan to provide contribution credits in consideration of certain agreements by members of LARM as provided in the attached letter.

BE IT RESOLVED that the governing body of The Village of Shelton, Nebraska, in consideration of the contribution credits provided under the LARM Board's plan, agrees to: Provide written notice of termination at least **180 days** prior to the desired termination date, which date shall be no sooner than September 30, 2026. (**180 day and 3-year commitment; 5% discount**)

It was then moved by Trustee Keslar to approve and adopt Resolution No. 23-08-10B as presented. This received a second from Trustee Oberg with the vote as follows: Ayes: Roe, Oberg and Keslar. Nays: None. Absent: Leibfarth. Motion Carried.

13. CLAIMS. After review, it was moved by Trustee Keslar, seconded by Trustee Oberg to pay the claims as presented. Ayes: Roe, Oberg and Keslar. Nays: None. Absent: Leibfarth. Motion Carried.

14. ADJOURNMENT. All agenda items having been considered, Trustee Oberg, with a second from Trustee Keslar, moved to adjourn the meeting. Ayes: Roe, Oberg and Keslar. Nays: None. Absent: Leibfarth. Motion Carried. Whereupon, the Chairman declared the motion carried and the meeting duly adjourned at 7:28 P.M.

RESPECTFULLY SUBMITTED

BONNIE DOREMUS, MMC
VILLAGE CLERK

APPROVED:

WILLIAM C. ROE
CHAIRMAN

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CERTIFICATION

I, the undersigned, Village Clerk for the Village of Shelton, Nebraska, hereby certify that the foregoing is a true and correct copy of proceedings had and done by the Chairman and Board of Trustees of the Village of Shelton at the regular meeting held on August 10, 2023 at the Community Room, 219 "C" Street, Shelton, NE and that all the subjects included in the foregoing proceedings were contained in said agenda for at least twenty-four hours prior to said meeting; that said minutes from which the foregoing proceedings have been extracted were available for public inspection within ten working days of the meeting of said body; that all news media requesting notification concerning meetings of said body were provided advance notification of the time and place of said meeting and the subjects to be discussed at said meeting; that the notice of the meeting was posted by Assistant Clerk Smith on August 2, 2023 in five public places in the Village of Shelton, as follows: Village Office, Cornerstone Bank, Shelton Clipper, Post Office, and Larry's Market.

Dated this 14th day of August, 2023.

BONNIE DOREMUS, MMC
VILLAGE CLERK