

MINUTE RECORD

REGULAR BOARD MEETING
VILLAGE BOARD OF TRUSTEES
FEBRUARY 8, 2024, 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 at 7:00 o'clock P.M. on February 8, 2024.

Notice of this meeting was given in advance thereof by publication in the Shelton Clipper on February 1, 2024, and by posting of the date and time at 10:45 am on February 1, 2024 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.

1. CALL MEETING TO ORDER AND ROLL CALL. Chairman Roe called the meeting to order 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 Asst Village Clerk to call roll which reflected the following: Present: Trustee Roe, Anderson, and Keslar. Absent: Trustee Oberg

2. APPOINTMENT OF MATTHEW RABBE TO TRUSTEE VACANCY AND ADMINISTRATING OATH OF OFFICE. Chairman Roe nominated Matthew Rabbe to fill the Trustee vacancy, created by the passing of Trustee Leibfarth, with the vote as follows: AYES: Roe, Anderson, and Keslar. NAYS: None. ABSENT: Oberg.

3. ADMINISTER THE TRUSTEE OATH OF OFFICE. Asst. Village Clerk Smith administered the Oath of Office and Trustee Rabbe took his seat on the Board.

4. CONSENT AGENDA. It was then moved by Trustee Anderson to approve the consent agenda which included: A) Waive reading and approve minutes of the regular meeting of January 15, 2024; and B) Accept Financial Report. This received a second from Trustee Keslar with the vote as follows: AYES: Roe, Rabbe, Anderson, and Keslar. NAYS: None. ABSENT: Oberg. Motion Carried.

5. PURPETUAL CARE FUND CD #102408: Asst. Clerk Smith informed the board that this CD is up for renewal and Clerk Doremus would like to reinvest the funds to a different investment with better interest. It was then moved by Trustee Keslar to cash in the CD and reinvest with NPAIT or NFIT. This received a second from Trustee Anderson, with the vote as follows: AYES: Roe, Rabbe, Anderson, and Keslar. NAYS: None. ABSENT: Oberg. Motion Carried.

6. REPORTS: Written and verbal reports were received from the Administrative Clerk, Police Chief, Utility Superintendent and Library Director.

7. GARBAGE RATE INCREASE: Brett Darrough reported to the Board that due to rising costs he was requesting an amendment to our current contract. This would raise each service by \$2.00 per month. With Heartland Disposal asking for an increase in their services, the Village's rates to residents may also need to be increased by \$2.00 per service per month. After discussion, Chairman Roe indicated it was time to consider Resolution No. 24-02-08C and 24-02-08D.

RESOLUTION NO. 24-02-08C:

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

1. The Addendum to the Contract with the Village of Shelton, Nebraska, and Heartland Disposal, Inc for solid waste collection dated December 10, 2015 which raises the amount per household for the service in the form presented to this Governing Body, be, and the same here is, approved and accepted.

2. That the Chairman of the Governing Body and Village Clerk be, and they hereby are, authorized and directed to execute such Addendum on behalf of, and in the name of the Village of Shelton, Nebraska and that an executed copy of said Addendum be affixed to this resolution and, by reference, made a part of these official proceedings.

RESOLUTION NO. 24-02-08D:

WHEREAS, the Village has contracted with Heartland Disposal, Inc. of Grand Island, Nebraska for the pick-up and transfer of household garbage to the Hall County Landfill; and WHEREAS, the fees for the specific services outlined in the contract are to be collected by the Village with the monthly billing for other services provided by the Village; and WHEREAS, it has been determined that these rates would be set by Resolution; NOW, THEREFORE, BE IT RESOLVED BY THE CHAIRMAN AND BOARD OF TRUSTEES OF THE VILLAGE OF SHELTON, NEBRASKA that these rate for household garbage collection to be effective March 1, 2024 be set as follows:

Weekly service to one household with one tote	\$16.00
Senior weekly service with one tote	\$15.00
Monthly service to one household with one tote	\$12.50
Weekly service to one household with two totes	\$17.50
Senior weekly service with two totes	\$16.50
Recycling Tote	\$ 4.50

It was then moved by Trustee Anderson, with a second from Trustee Rabbe to approve and adopt both resolutions, 24-02-08C and 24-02-08D as presented, with the vote as follows: AYES: Roe, Rabbe, Anderson, and Keslar. NAYS: None. ABSENT: Oberg. Motion Carried

8. ATV REGULATIONS. After much discussion and with Police Chief Clark unable to attend the meeting, the Trustees would like time to gather more information on specific regulations for an Ordinance. It was moved by Trustee Keslar to postpone the discussion further to the next meeting. This received a second from Trustee Anderson, with vote as follows: AYES: Roe, Rabbe, Anderson, and Keslar. NAYS: None. ABSENT: Oberg. Motion Carried

9. NEW POOL PROJECT/BOND ELECTION. Larry Steele with Miller & Associates Consulting Engineers updated the board on the amount of Option #5 with the addition of demolishing the old pool and putting a parking lot in its place. Next, Andy Forney with DA Davidson addressed the board, informing them that the Village's finances are in good standing to place a bond issue on the ballot. He then gave them options on the amount and time frame for the bond, then presented the board with an example of the ballot question. After much discussion, Chairman Roe indicated it was time to consider Resolution No. 24-02-08.

Resolution No. 24-02-08

A RESOLUTION OF THE CHAIRPERSON AND VILLAGE BOARD OF THE VILLAGE OF SHELTON, NEBRASKA, PURSUANT TO SECTION 17-950 OF THE NEBRASKA REVISED STATUTES, PROPOSING AND SUBMITTING TO VOTERS AT THE PRIMARY ELECTION TO BE HELD IN THE VILLAGE A PROPOSITION TO ISSUE BONDED INDEBTEDNESS OF THE VILLAGE IN THE

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PRINCIPAL AMOUNT OF NOT TO EXCEED THREE MILLION DOLLARS (\$3,000,000.00) FOR THE PURPOSE OF CONSTRUCTING A SWIMMING POOL AND RELATED IMPROVEMENTS IN AND FOR THE VILLAGE.

WHEREAS, the Village of Shelton, Nebraska (the "Village"), is a Village of the second class in the State of Nebraska;

WHEREAS, pursuant to Neb. Rev. Stat. §§17-948 to 17-949, the Village is authorized to acquire land and construct a swimming pool and related improvements in and for the Village; and

WHEREAS, pursuant to Neb. Rev. Stat. §17-950, the Village is authorized to issue indebtedness in connection with the same upon approval of the qualified electors of the Village; and

WHEREAS, the Village desires to propose to the qualified electors of the Village at a special election the issuance of indebtedness of the Village of up to Three Million Dollars (\$3,000,000.00) for purposes of constructing a new swimming pool and related improvements in and for the Village on land owned by the Village; and

WHEREAS, a proposed ballot question for such purpose is submitted with this Resolution.

NOW, THEREFORE, BE IT RESOLVED by the Chairperson and Village Board of the Village of Shelton, Nebraska, that all of the following are hereby adopted and approved:

Section 1. The Chairperson and Village Board hereby propose to construct a swimming pool in and for the Village and to issue indebtedness of the Village in a principal amount of up to Three Million Dollars (\$3,000,000.00).

Section 2. To the extent not paid from funds available from other sources, the indebtedness to be issued shall be paid from an ad valorem tax on all the taxable property in the Village.

Section 3. The question shall be submitted at the statewide primary election to be held in the Village on Tuesday, May 14, 2024.

Section 4. The question, in form and content presented with this Resolution as Exhibit A—OFFICIAL BALLOT - VILLAGE OF SHELTON, NEBRASKA - PROPOSAL TO ISSUE SWIMMING POOL BONDS and incorporated herein by this reference, is hereby approved and shall appear on the ballot for qualified electors of the Village at the election held on May 14, 2024, subject to any modifications the Chairperson determines necessary or advisable.

Section 5. The Village Clerk is authorized, directed, and ordered to submit said question by attesting to and submitting a certified copy of this Resolution to the Buffalo County Clerk in the time and manner required by applicable law.

Section 6. The Chairperson and Village Clerk are hereby authorized and directed to take any other actions as necessary or appropriate to carry out the actions approved in this Resolution, including, without limitation, providing any notice required of the governing body or otherwise by applicable law.

Trustee Keslar made a motion to amend the resolution to \$3,500,000 for 25 years and approve as amended. Trustee Anderson seconded the motion, with the vote as follows: AYES: Roe, Rabbe, Anderson, and Keslar. NAYS: None. ABSENT: Oberg. Motion Carried

10. STREET CRACK FILLING. An estimate from H&L Asphalt for crack filling was presented. After discussion, Chairman Roe indicated it was time to consider Resolution No. 24-02-08A.

Resolution No. 24-08-08A:

WHEREAS, the Governing Body of the Village of Shelton, Nebraska has determined that the maintenance of properties is necessary and essential to the efficient and proper operation of the Village.

WHEREAS, after investigation of the facts and discussion of the alternatives, the Governing Body has decided to have the necessary maintenance done.

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

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SECTION 1. That the Village of Shelton, Nebraska shall immediately acquire services from H & L Asphalt LLC of Geneva, NE to do “crack filling” for a price not to exceed \$11,000.00.

SECTION 2. That the Chairman, Utility Superintendent and Clerk are hereby 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 a project.

It was then moved by Trustee Anderson, with a second by Trustee Rabbe to approve Resolution No. 24-02-08A as presented, with the vote as follows: AYES: Roe, Rabbe, Anderson, and Keslar. NAYS: None. ABSENT: Oberg. Motion Carried.

11. PURCHASE OF ITEMS FOR NEW POLICE VEHICLE. A quote from Platte Valley Communications for equipment for the new police vehicle was presented. After discussion, Chairman Roe indicated it was time to consider Resolution No. 24-02-08B.

Resolution No. 24-02-08B:

WHEREAS, the Governing Body of the Village of Shelton, Nebraska has determined that the purchase of certain equipment is necessary and essential to the efficient and proper operation of the Village.

WHEREAS, after investigation of the facts and discussion of the alternatives, the Governing Body has decided to purchase the necessary equipment:

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

SECTION 1. That the Village of Shelton shall immediately acquire, for the purchase price not to exceed \$7,603.15 equipment needed for the new police vehicle from Platte Valley Communications of Kearney, NE.

SECTION 2. That the Chairman, Clerk and Police Chief be and hereby are authorized, and directed to acquire the aforementioned equipment for and on behalf of, and in the name of the Village of Shelton, Nebraska, and 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 purchase.

It was then moved by Trustee Keslar, with a second by Trustee Anderson to approve Resolution No. 24-02-08B as presented, with the vote as follows: AYES: Roe, Rabbe, Anderson, and Keslar. NAYS: None. ABSENT: Oberg. Motion Carried.

12. HIRING OF 2024 POOL MANAGER. Asst. Clerk Smith informed the board that only one application was received and that Trustee Oberg had recommended again hiring April Johnson to manage the pool for the 2024 pool season. After discussion it was moved by Trustee Rabbe, with a second from Trustee Anderson to hire April Johnson as Pool Manager for the 2024 Season. The vote was as follows: AYES: Roe, Rabbe, Anderson, and Keslar. NAYS: None. ABSENT: Oberg. Motion Carried.

13. INCREASE PAY FOR VILLAGE TRUSTEES. Discussion only, would like to revisit at another meeting.

14. AYRES STREET DAMAGES. Chairman Roe informed the board that he was keeping in touch with Attorney Truell on any new developments and would keep the other Trustees informed of any updates.

15. CLAIMS. After review, it was moved by Trustee Keslar, seconded by Trustee Anderson to pay the claims as presented, with the vote as follows: AYES: Roe, Rabbe, Anderson, and Keslar. NAYS: None. ABSENT: Oberg. Motion Carried.

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16. ADJOURNMENT. All agenda items having been considered, Trustee Keslar with a second from Trustee Rabbe, moved to adjourn the meeting. The vote as follows: **AYES:** Roe, Rabbe, Anderson, and Keslar. **NAYS:** None. **ABSENT:** Oberg. Motion Carried. Whereupon, the Chairman declared the motion carried and the meeting duly adjourned at 8:15 P.M.

RESPECTFULLY SUBMITTED

LISA SMITH, CMC
ASST VILLAGE CLERK

APPROVED:

WILLIAM C. ROE
CHAIRMAN

CERTIFICATION

I, the undersigned, Asst 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 February 8, 2024 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 February 1, 2024 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 February, 2024.

LISA SMITH, CMC
ASST VILLAGE CLERK