

MINUTE RECORD

REGULAR BOARD MEETING
VILLAGE BOARD OF TRUSTEES
JUNE 8, 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 June 8, 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, Keslar, Doremus and Leibfarth Absent: None.

Notice of this meeting was given in advance thereof by publication in the Shelton Clipper on June 1, 2023 and by posting at 10:30 am on June 1, 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. CONSENT AGENDA. It was then moved by Trustee Doremus to approve the consent agenda which included: A) Waive Reading and approve minutes of Regular meeting of May 11, 2023, B) Accept Financial Report and C) Declaring a vacancy on the Housing Authority. This received a second from Trustee Keslar with the vote as follows: Ayes: Roe, Leibfarth, Oberg, Doremus and Keslar. Nays: None. Absent: None. Motion Carried.

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

4. SUMMER PARK ACTIVITIES AND BALL FIELD LIGHTS. It was reported that the lights were progressing and should be done soon. Administrative Clerk Doremus reported to the board that the Lions Club was scheduling the "Movie in the Park" again this year. August 18th was the date they had chosen.

5. DECLARING 204 COADY STREET A NUISANCE PROPERTY. Several verbal complaints have been received in the office regarding this property. The house was unoccupied at the time the fire took place several months ago and little had been done to keep children out of the house. Chief Clark reported (via letter) that he had been in contact with the owner and that he was cooperating and would suggest giving him time to clear up some issues relating to the property title. He is then planning to sell the property. After discussion it was decided that as long as the owner of the property was cooperating and would put "no trespassing" signs up they would take no action at this time. It was then moved by Trustee Keslar, with a second from Trustee Doremus, to postpone any action relating to declaring it a nuisance property to the July regular meeting. Ayes: Roe, Leibfarth, Oberg, Doremus and Keslar. Nays: None. Absent: None. Motion Carried.

6. & 7. ORDINANCES TO SET WAGES AND TO AMEND SECTION RELATING TO LIBRARY BOARD TERM LIMITS. After discussion, Chairman Roe indicated it was time to consider Ordinances No. 861 and No. 862. Whereupon, it was moved by Trustee Oberg, seconded by Trustee Doremus that the minutes of the proceedings of the Chairman and Board of Trustees of the Village of Shelton, Buffalo County, Nebraska, in the matter of passing and

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approving Ordinances No. 861 and No. 862 be preserved and kept in a separate and distinct volume known as "Ordinance Record, Village of Shelton, Nebraska"; and that said separate and distinct volume be incorporated in and made a part of these proceedings the same as though it were spread at large herein. The Chairman instructed the Clerk to call the roll and the following was recorded as the vote on this motion: AYES: Roe, Oberg, Leibfarth, Doremus and Keslar. NAYS: None. ABSENT: None. Motion Carried.

Further, a motion was made by Trustee Oberg seconded by Trustee Doremus that the statutory rules in regard to the passage and adoption of Ordinances be suspended, so that said Ordinances No. 861 and No. 862 might be introduced, read by title, and approved and passed at the same meeting. Trustee Oberg called for the question. The Chairman put the question to the vote and instructed the Clerk to call roll and the following was the vote on this motion: AYES: Roe, Oberg, Leibfarth, Doremus and Keslar. NAYS: None. ABSENT: None. Motion Carried.

Following the reading of Ordinances No. 861 and No. 862 by title on the First Reading, the suspension of the rules so that the same may be read by title on the Second and Third Readings, allowing for final passage at the same meeting, Trustee Oberg called for the question as to the approval and passage of Ordinances No. 861 and No. 862 and the following vote was recorded for Ordinance No. 861 and No. 862: AYES: Roe, Oberg, Keslar Leibfarth and Doremus. NAYS: None. ABSENT: None. Motion Carried. Whereupon, the Chairman declared that five members of the Board having voted in the affirmative for the passage and approval of Ordinances No. 861 and No. 862 and said Ordinances duly passed and adopted as Ordinances of the Village of Shelton, Nebraska.

Whereupon, it was moved by Trustee Oberg, seconded by Trustee Doremus that said Ordinances No. 861 and No. 862 be published in pamphlet form. AYES: Roe, Oberg, Leibfarth, Doremus and Keslar. NAYS: None. ABSENT: None. Motion Carried.

8. FIREWORKS PURCHASE. After discussion, Chairman Roe indicated it was time to consider Resolution No. 23-06-08.

RESOLUTION NO 23-06-08:

WHEREAS, the Shelton Fireworks Fund (Give Where You Live) have raised funds in the amount of \$5,150.00 for the purchase of July 4th Fireworks; and
WHEREAS, after investigation of the facts and discussion of the alternatives, the Governing Body has decided to purchase the fireworks.
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, Nebraska shall acquire, for the purchase price not to exceed \$5,150.00, Fireworks from Wald's All American Display of Greenwood, MO.

SECTION 2. That the Chairman, Utility Superintendent and Clerk be and hereby are authorized, and directed to acquire the aforementioned decorations 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.

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It was then moved by Trustee Doremus, with a second from Trustee Oberg to approve and adopt Resolution No. 23-06-08 as presented. AYES: Roe, Oberg, Leibfarth and Doremus. NAYS: None. ABSTAINS: Keslar. ABSENT: None. Motion Carried.

9. RESURFACING OF AYRES STREET. Trustee Doremus moved to adjourn to executive session due to possible litigation. This received a second from Keslar with the vote as follows: AYES: Roe, Oberg, Leibfarth, Doremus and Keslar. NAYS: None. ABSENT: None. Motion Carried and Chairman Roe adjourned the meeting to go into executive session at 7:34 PM for discussion of the Ayres Street resurfacing and the possible litigation.

7:55 PM the board returned from executive session. Chairman Roe called the meeting back to order with a role call as follows: Present: Roe, Oberg, Doremus, Leibfarth and Keslar. Absent: None. Chairman Roe then declared that the only subject discussed in executive session was that of the Ayres Street resurfacing and possible litigation.

10. ACCEPTANCE OF CERIFICATE OF SUBSTANTIAL COMPLETION AND FINAL PAY REQUEST FOR AYRES STREET WATER/SEWER IMPROVEMENTS. After much discussion, it was moved by Trustee Doremus to approve the final change order and completion of Substantial Completion and to pay the final pay request with the exception of the cost of eight radio transmitters which are still to be provided by Diamond Engineering. This received a second from Trustee Keslar with a vote as follows: AYES: Roe, Oberg, Leibfarth, Doremus and Keslar. NAYS: None. ABSENT: None. Motion Carried.

11. CLAIMS. After review, it was moved by Trustee Doremus, seconded by Trustee Oberg to pay the claims as presented. AYES: Roe, Doremus, Keslar, Oberg and Leibfarth. NAYS: None. ABSENT: None. Motion Carried.

12. ADJOURNMENT. All agenda items having been considered, Trustee Keslar, with a second from Trustee Doremus, moved to adjourn the meeting. AYES: Roe, Doremus, Keslar, Oberg and Leibfarth. NAYS: None. ABSENT: None. Whereupon, the Chairman declared the motion carried and the meeting duly adjourned at 8:13 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 June 8, 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 June 1, 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 13th day of June, 2023.

BONNIE DOREMUS, MMC
VILLAGE CLERK