

# MINUTE RECORD

REGULAR BOARD MEETING  
VILLAGE BOARD OF TRUSTEES  
MAY 9, 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 May 9, 2024.

Notice of this meeting was given in advance thereof by publication in the Shelton Clipper on May 2, 2024, and by posting at 10:15 am on May 9, 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 Village Clerk to call roll which reflected the following: Present: Trustee Roe, Rabbe, and Anderson. Absent: Oberg and Keslar.

**2. 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 April 11, 2024 and; B) Accept Financial Report; This received a second from Trustee Rabbe with the vote as follows: AYES: Roe, Rabbe and Anderson. NAYS: None. ABSENT: Oberg and Keslar. Motion Carried.

**3. REPORTS:** Written and verbal reports were received from the Village Attorney, Administrative Clerk, Utility Superintendent, Police, Fire and Library.

**4. INTRODUCTION OF REPLACEMENT OF NPPD REPRESENTATIVE.** Shelton's Account Representative Stan Clouse informed the board that he was retiring and introduced Grant Flamig as our new NPPD representative.

**TRUSTEE KESLAR ARRIVED AT 7:10 pm.**

**5. DECLARING 314 FIRST STREET AS A NUISANCE PROPERTY.** Owners of the Property were present and informed the board that they were in the process of getting it sold and hoped it would be done within a month. It was the board's consensus that if the owners would at least mow the property, they would delay any action and revisit the issue next month.

**6. ENFORCEMENT OF ZONING REGULATIONS RELATING TO STORAGE TRAILERS.** Zoning Officer Gillming reported to the board that a resident had moved a Trailer in and removed the wheels and was asking permission to use it for nine months as he remodeled his home. After much discussion, it was the board's directive to Mr. Gillming to have him go through the "conditional use" application for approval.

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**7. DECLARING 2014 POLICE DODGE CHARGER AS SURPLUS.** Chairman Roe indicated it was time to consider Resolution No. 24-05-09.

**RESOLUTION NO. 24-05-09:**

WHEREAS, the Village of Shelton is the owner of certain personal property described as 2014 Dodge Charger formally used by the police department.

WHEREAS, said personal property is no longer useful for the purpose for which it was intended; and

WHEREAS, it is the best interests of the Village of Shelton that such personal property be sold.

NOW THEREFORE, BE IT RESOLVED by the Chairman and Board of Trustees of the Village of Shelton, Buffalo County, Nebraska, as follows:

1. The surplus property described as 2014 Dodge Charger shall be sold in an “as is condition” without warranty, expressed or implied by:

private sale, by set price or negotiated offer through the Village Clerk; or

sealed bid to be received no later than 30 days after the Notice for Sale has been posted, at the office of the Village Clerk.

2. The Village Clerk is hereby directed to post Notice of Sale in three prominent places within the Community and publish such Notice of Sale one time in the Shelton Clipper.

It was then moved by Trustee Keslar, with a second from Trustee Anderson to approve and adopt Resolution No. 24-05-09 as presented. AYES: Roe, Keslar, Rabbe and Anderson. NAYS: None. ABSENT: Oberg. Motion Carried.

**8. PARK CONCESSION STAND.** Village Clerk Doremus reported that the Copper Penny Station had applied to run the Park Concession Stand for the 2024 season and had approved the proposed lease agreement. Chairman Roe then indicated it was time to consider Resolution No. 24-05-09A.

**RESOLUTION NO. 24-05-09A:**

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

1. That the Lease and Concession Stand Agreement between the Village of Shelton, Nebraska and Copper Penny Station of Shelton, Nebraska for lease of the Park Concession Stand in the form presented to this Governing Body be, and the same hereby 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 Agreement, on behalf of, and in the name of the Village of Shelton, Nebraska and that an executed copy of said agreement be affixed to this resolution and, by reference, made a part of these official proceedings.

It was then moved by Trustee Keslar, with a second from Trustee Rabbe to approve and adopt Resolution No. 24-05-09A as presented. AYES: Roe, Keslar, Rabbe and Anderson. NAYS: None. ABSENT: Oberg. Motion Carried.

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**9. & 10. ORDINANCE RELATING TO ATV REGULATIONS AND ORDINANCE TO SET SUMMER HELP WAGES.** After discussion and a few changes to the proposed ATV ordinance and also discussion of the ordinance to set the Summer Help wages, Chairman Roe indicated it was time to consider Ordinance No. 866 and Ordinance No. 867.

Whereupon, it was moved by Trustee Keslar, seconded by Trustee Rabbe 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 approving Ordinances No. 866 and No. 867 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, Anderson, Rabbe and Keslar. **NAYS:** None. **ABSENT:** Oberg. Motion Carried.

Further, a motion was made by Trustee Keslar seconded by Trustee Rabbe that the statutory rules in regard to the passage and adoption of Ordinances be suspended, so that said Ordinances No. 866 and No. 867 might be introduced, read by title, and approved and passed at the same meeting. Trustee Keslar 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, Anderson, Rabbe and Keslar. **NAYS:** None. **ABSENT:** Oberg. Motion Carried.

Following the reading of Ordinances No. 866 and No. 867 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 Keslar called for the question as to the approval and passage of Ordinances No. 866 and No. 867 and the following vote was recorded for Ordinance No. 866 and No. 867: **AYES:** Roe, Keslar, Anderson and Rabbe. **NAYS:** None. **ABSENT:** Oberg. Motion Carried. Whereupon, the Chairman declared that four members of the Board having voted in the affirmative for the passage and approval of Ordinances No. 866 and No. 867 and said Ordinances duly passed and adopted as Ordinances of the Village of Shelton, Nebraska.

Whereupon, it was moved by Trustee Keslar, seconded by Trustee Anderson that said Ordinances No. 866 and No. 867 be published in pamphlet form. **AYES:** Roe, Anderson, Rabbe and Keslar. **NAYS:** None. **ABSENT:** Oberg. Motion Carried.

**11. PURCHASE OF A LEAF VAC.** After discussion, it was indicated by Chairman Roe that it was now time to consider Resolution No. 24-05-09B.

**RESOLUTION NO. 24-05-09B:**

**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:

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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 immediately acquire, for the purchase price not to exceed \$ 3,553.00 (plus shipping), one leaf vacuum from Cyclone Rake of Kearney, Nebraska.

**SECTION 2.** That the Chairman, Utility Superintendent and Administrative Clerk 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 Rabbe, with a second from Trustee Keslar to approve and adopt Resolution No. 24-05-09B as presented. AYES: Roe, Keslar, Rabbe and Anderson. NAYS: None. ABSENT: Oberg. Motion Carried.

**12. FIRE EQUIPMENT DAMAGE/INSURANCE CLAIM.** Fire Department President Gangwish explained to the board that the Fire Department had responded to a Mutual Aid call to the Gibbon Pack. The fire was in the rendering part of the plant which in the course of fighting the fire all the bunker gear, air packs and anything else they carried were covered with oils and fats to the point they were unable to clean them. It was reported that we had turned in a claim with our insurance company with an estimated cost of replacing everything to be around \$100,000. They were still waiting to hear back from the insurance company so were at a standstill as to replacing items. After discussion, it was the consensus of the trustees to proceed with the replacement since it was a necessity for the safety of our Fire Department members.

**13. FINANCE CONFERENCE (JUNE 12-14)/JUNE REGULAR BOARD MEETING.** Village Clerk Doremus reminded the board that the Finance Conference this year was in Lincoln and was June 12th through the 14th. During this time, was their regular scheduled meeting and suggested they may want to move it. After discussion it was decided to move the regular June meeting to June 11, 2024 and directed the Village Clerk to advertise the meeting accordingly.

**14. AYRES STREET DAMAGE.** After discussion, the Village Attorney was directed to have the Engineers get a Firm dollar amount on grinding the surface 1 ½ to 2 inches and repaving. At the same time possibly get bids for the project.

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

**16. ADJOURNMENT.** All agenda items having been considered, Trustee Keslar with a second from Trustee Anderson, moved to adjourn the meeting. 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 8:02 P.M.

RESPECTFULLY SUBMITTED

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BONNIE DOREMUS, MMC  
VILLAGE CLERK

APPROVED:

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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 May 9, 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 May 9, 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 13<sup>th</sup> day of May, 2024.

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BONNIE DOREMUS, MMC  
VILLAGE CLERK