

MINUTE RECORD

REGULAR BOARD MEETING
VILLAGE BOARD OF TRUSTEES
OCTOBER 13, 2022 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 October 13, 2022. 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, Doremus and Leibfarth
Absent: Keslar.

Notice of this meeting was given in advance thereof by publication in the Shelton Clipper on October 6, 2022 and by posting at 10:30 am on September 29, 2022 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.

7:00 P.M. PUBLIC HEARING FOR THE ONE- AND SIX- YEAR STREET IMPROVEMENT PROGRAM. It was moved by Trustee Doremus, with a second from Trustee Oberg, to adjourn the Board of Trustees meeting to conduct a public hearing relating to the One- and Six Year Street Improvement Program. Ayes: Roe, Oberg, Doremus and Leibfarth. Nays: None. Absent: Keslar. The motion carried and Chairman Roe adjourned the Board of Trustee's at 7:01 pm to hold a Public Hearing. Reed Miller with Miller & Associates presented to the Board a plan of maintenance for the first year and a plan to resurface areas of "A" and "B" streets and a few other areas of town to be done for the six-year plan. After a discussion, having all the questions answered and hearing no further comments from the public, Chairman Roe closed the Public Hearing and called the Board of Trustees meeting back to order at 7:06 pm. A roll call reflected the following: Present: Roe, Oberg, Doremus and Leibfarth. Absent: Keslar.

2. RESOLUTION TO ACCEPT ONE- AND SIX- YEAR STREET IMPROVEMENT PROGRAM.
Chairman Roe indicated it was now time to consider Resolution No. 22-10-13A.

RESOLUTION NO. 22-10-13A:

BE IT RESOLVED by the Village Board of Trustees of Shelton, Nebraska that the attached One- and Six- Year Street Improvement Program is hereby approved and adopted by said Board of Trustees. The said Board of Trustees attests that the Notice of Public Hearing was posted in the following three public places:

Larry's Market
Cornerstone Bank of Shelton
Shelton Clipper.

It was then moved by Trustee Doremus, with a second from Oberg to approve and adopt Resolution No. 22-10-13A as presented. Ayes: Roe, Oberg, Doremus and Leibfarth. Nays: None. Absent: Keslar. Motion Carried.

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3. CONSENT AGENDA. It was then moved by Trustee Oberg to approve the consent agenda which included: A) Waive Reading and approve minutes of Regular meeting of September 8, 2022 and B) Accept Financial Report. This received a second from Trustee Doremus with the vote as follows: Ayes: Roe, Leibfarth, Oberg and Doremus. Nays: None. Absent: Keslar. Motion Carried.

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

5. NEW POOL LOCATION/DESIGN. Brenda Moeller who has managed the Pool for the past several years introduced the committee which has been meeting and recapped their ideas for a new pool. Larry Steel from Miller & Associates presented the board with several possible locations along with the pros and cons of each. After discussion, it was moved by Trustee Doremus, with a second from Trustee Oberg, to locate the new pool east of the present pool on lots owned by the Village. Ayes: Roe, Leibfarth, Oberg and Doremus. Nays: None. Absent: Keslar. Motion Carried.

6. RESERVED PARKING AREA FOR LIBRARY. A letter from Chief Clark indicating that he did not feel that there had been a problem with the parking there and felt that reserved parking was not necessary. After discussion, Trustee Doremus moved to postpone action on this agenda item until next month, allowing time to observe and monitor the parking in the area. This received a second from Trustee Oberg, with the vote as follows: Ayes: Roe, Leibfarth, Oberg and Doremus. Nays: None. Absent: Keslar. Motion Carried.

7. DECLARING DATE OF VILLAGE'S INCORPORATION. Village Clerk Doremus explained that for her to renew the SAM's Number, which is required to have to receive any grants of funds from governmental programs, she has to prove when the village was incorporated. She has not been able to find any corporation papers at the State, County or local levels so a resolution establishing a date is necessary. Chairman Roe indicated it was now time to consider Resolution No. 22-10-13.

RESOLUTION NO. 22-10-13:

WHEREAS, The Village of Shelton is a Village by Nebraska Revised Statute 17-501, as a Municipal Corporation of the State of Nebraska, and

WHEREAS, no historical document exists to establish when the Village of Shelton , Nebraska was officially incorporated, and

WHEREAS, the Village of Shelton is an applicant for certain United States Government grants and loans, and

WHEREAS, a condition of said grants and loans require an official document recognizing the date of legal status for the Village of Shelton, and

WHEREAS, The date of January 6, 1882 had been recognized by the Village of Shelton historically as the date of the official incorporation by the Village of Shelton, Nebraska as a municipal corporation of the State of Nebraska,

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD FOR THE VILLAGE OF SHELTON, NEBRASKA, TO WIT:

The date of official incorporation by the Village of Shelton, Nebraska as a municipal corporation of the State of Nebraska is hereby established and recognized as January 6, 1882. The Village of Shelton, Nebraska is located at 219 C Street, Shelton, Nebraska.

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It was then moved by Trustee Doremus, with a second from Trustee Oberg to pass and adopt Resolution No. 22-10-13 as presented. Ayes: Roe, Leibfarth, Oberg and Doremus. Nays: None. Absent: Keslar. Motion Carried.

8. CHANGING MANAGEMENT OF THE VILLAGE'S RETIREMENT PLAN. It was explained that we currently do not have anyone enrolled in the current plan and that this would be the time to contract with a firm which was more local and would be able to give employees more control over their retirement plan. After discussion, Chairman Roe indicated it was time to consider Resolution No. 22-10-13B.

RESOLUTION NO. 22-10-22B:

WHEREAS, The Village of Shelton has contracted with Security Benefit to administer the Village's 457 Retirement plan, and

WHEREAS, the Village of Shelton currently has no employees enrolled in the Retirement Plan, and

WHEREAS, after investigation of the facts and discussion of the alternatives, the Governing Body has decided to terminate it's 457 Retirement Plan with Security Benefit:

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 terminate it's 457 Retirement Plan with Security Benefit.

SECTION 2. That the Chairman and Clerk 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 such termination.

It was then moved by Trustee Oberg, with a second from Trustee Doremus to pass and adopt Resolution No. 22-10-13B as presented. Ayes: Roe, Leibfarth, Oberg and Doremus. Nays: None. Absent: Keslar. Motion Carried.

9. AUDIT ENGAGEMENT LETTER. Village Clerk Doremus informed the Board that the Audit for the 2021/2022 fiscal year is scheduled for December 14th through the 16th. After discussion, Chairman Roe indicated it was time to consider Resolution No. 22-10-13C.

RESOLUTION NO. 22-10-13C:

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

1. That the Engagement Letter with the Village of Shelton, Nebraska, and Dana F. Cole & Co. LLP of Grand Island for the audit for the 2021/2022 fiscal year 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 Engagement Letter, 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.

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It was then moved by Trustee Oberg, with a second from Trustee Doremus to pass and adopt Resolution No. 22-10-13C as presented. Ayes: Roe, Leibfarth, Oberg and Doremus. Nays: None. Absent: Keslar. Motion Carried.

10. PURCHASE OF SEWER GRINDER. Utility Superintendent Gillming presented the board with two quotes for the grinder. After discussion, it was moved by Trustee Doremus to accept the quote of Iowa Pump for \$29,311.66. This received a second from Trustee Oberg with the vote as follows: Ayes: Roe, Leibfarth, Oberg and Doremus. Nays: None. Absent: Keslar. Motion Carried.

11. HAIL STORM DAMAGE/INSURANCE. The board was presented with a recap of what the insurance adjuster had submitted to LARM from the hail damage occurring on June 6, 2022. After some discussion, it was moved by Trustee Doremus, with a second from Trustee Oberg to give authority to Utility Superintendent Gillming to authorize any repairs from the storm to be done. Ayes: Roe, Leibfarth, Oberg and Doremus. Nays: None. Absent: Keslar. Motion Carried.

The board was also presented with a quote from American Fence for repairs to the fencing at the cemetery damaged by the hail storm. It was moved by Trustee Doremus to accept this quote of \$17,342.00. This received a second from Trustee Oberg with the vote as follows: Ayes: Roe, Leibfarth, Oberg and Doremus. Nays: None. Absent: Keslar. Motion Carried.

12. & 13. AYRES STREET WATER/SEWER IMPROVEMENTS AND ANDREWS SUBDIVISION. Reed Miller was present to discuss some of the concerns regarding the project with the Board. A Payment Request for the project will be presented at the November meeting.

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

15. ADJOURNMENT. All agenda items having been considered, Trustee Doremus, with a second from Trustee Oberg, moved to adjourn the meeting. Ayes: Roe, Leibfarth, Oberg and Doremus. Nays: None. Absent: Keslar. Motion Carried. Whereupon, the Chairman declared the motion carried and the meeting duly adjourned at 8:15 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 October 13, 2022 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 September 29, 2022 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 17th day of October, 2022.

BONNIE DOREMUS, MMC
VILLAGE CLERK