

MINUTES OF THE REGULAR MEETING JUNE 13, 2022

The Board of Trustees of the Village of Clearwater met in regular session Monday, June 13, 2022 at 8 p.m., in the fire hall meeting room. Meeting was opened at 8 p.m. Notice of meeting was given in advance by publication in *Summerland Advocate-Messenger* and notice was given to board members prior to meeting. Public was informed of location of Open Meeting Act poster. Present: Kevin Filsinger, Steve Hankla, Steve Stearns, Kelly Kerkman, Cody Kester. Others present: Maintenance Kate Ahlers, Economic Development Director Lauren Sheridan-Simonsen, Reporter LuAnn Schindler, Sheriff Bob Moore, Jeff Schlecht, Bill Thiele, Dawn Curtis, James Bolling, Andrew Blecher, Clerk Angie Hupp. Attorney Kyle Petersen arrived at 9:15 p.m.

Motion by Filsinger, seconded by Kerkman, to approve the May 9, 2022 regular meeting minutes as presented. Voting aye: Filsinger, Kerkman, Hankla, Stearns, Kester. Voting nay: none.

Treasurer's report was given. Motion by Stearns, seconded by Filsinger, to place report on file. Voting aye: Filsinger, Kerkman, Hankla, Stearns, Kester. Voting nay: none.

Late water bills presented. No customers received disconnect notices this month.

A public hearing was opened at 8:02 p.m. for Citizens Advisory Review Committee report presented by Dawn Curtis. Clearwater LB840 fund has received \$13,044.57 in sales tax revenue and \$2,079.34 in loan repayments since November 2021. Since November 2021 a total of \$12,060.77. The committee found funds are being spent appropriately. Motion by Filsinger, seconded by Kester, to close public hearing. Voting aye: Filsinger, Kerkman, Hankla, Stearns, Kester. Voting nay: none. Hearing closed at 8:06 p.m.

Motion by Stearns, seconded by Kerkman, to accept the CARC report as presented. Voting aye: Filsinger, Kerkman, Hankla, Stearns, Kester. Voting nay: none.

Motion by Kerkman, seconded by Stearns, to move up agenda item 22, sheriff's report. Voting aye: Filsinger, Kerkman, Hankla, Stearns, Kester. Voting nay: none.

Sheriff report: Sheriff reported there is a particular person at Neb. Game and Parks that has to approve use of land along Cowboy Trail for parking during rodeo. Request will have to be made by Village Clerk every year. May hours for Antelope Co. Sheriff's Department services to Clearwater were 57.92 hours with four 911 calls.

Discussed condition of corner of 515 ½ Ave. headed to lagoon. James Bolling would like the additional road section returned to grass so he can mow it. Board will speak with Rutjens Construction to take care of it.

Building permits: Motion by Filsinger, seconded by Kester, to approve building permit for James Bolling attached addition and garage. Voting aye: Filsinger, Kerkman, Hankla, Stearns, Kester. Voting nay: none.

Motion by Kerkman, seconded by Kester, to approve building permit for Jerry Doke attached garage/storage. Voting aye: Filsinger, Kerkman, Hankla, Stearns, Kester. Voting nay: none.

Motion by Kester, seconded by Stearns, to approve building permit for Marshall Waller detached garage/shed with recommendation by planning commission to approve size variance. Voting aye: Filsinger, Kerkman, Hankla, Stearns, Kester. Voting nay: none.

Motion by Kerkman, seconded by Kester, to approve moving forward with CDBG Downtown Revitalization Planning grant process. Voting aye: Filsinger, Kerkman, Hankla, Stearns, Kester. Voting nay: none.

Motion by Filsinger, seconded by Kerkman, to approve Steve Hankla as authorized signer on all paperwork pertaining to DTR planning grant. Voting aye: Filsinger, Kerkman, Hankla, Stearns, Kester. Voting nay: none.

Motion by Filsinger, seconded by Kerkman, to approve final contract with Neb. Economic Development for NAHTF development grant. Voting aye: Filsinger, Kerkman, Hankla, Kester. Voting nay: none. Abstain: Stearns.

Motion by Stearns, seconded by Kerkman, to waive three readings of Ordinance 2022-9 adjusting trash rates. Voting aye: Filsinger, Kerkman, Hankla, Stearns, Kester. Voting nay: none. Motion by Kerkman, seconded by Stearns, to approve Ordinance 2022-9 adjusting trash rates. Senior trash rates were corrected to \$14.75 per month. Residential stayed at \$18.25, commercial at \$22.25. Voting aye: Filsinger, Kerkman, Hankla, Stearns, Kester. Voting nay: none.

Motion by Filsinger, seconded by Kester, to approve replacement of Mike Klabenens on planning commission with Caleb Pelster, per commission's recommendation. Voting aye: Filsinger, Kerkman, Hankla, Stearns, Kester. Voting nay: none.

Motion by Stearns, seconded by Kerkman, to approve planning commission recommendation to change Section 2 Article 3 of zoning regulations. Large Lot Residential District intent will read "The intent of this district is to provide for low density, acreage residential development within the jurisdiction of Clearwater. These lots will be residential in nature." The word jurisdiction to replace corporate limits. Voting aye: Filsinger, Kerkman, Hankla, Stearns, Kester. Voting nay: none.

Motion by Kerkman, seconded by Stearns, to waive three readings of Ordinance 2022-10 changing Ahlers property at NW 6-25-7 from agricultural to large lot residential. Voting aye: Filsinger, Kerkman, Hankla, Stearns, Kester. Voting nay: none. Motion by Stearns, seconded by Kerkman, to

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approve Ordinance 2022-10 changing Ahlers property located at NW ¼ of Section 6, Township 25N, Range 7W, from agricultural to large lot residential. Voting aye: Filsinger, Kerkman, Hankla, Stearns, Kester. Voting nay: none.

Motion by Kester, seconded by Stearns, to approve planning commission recommendation to approve four lot splits off Terry Sanne property located at Contois Subdivision Lot 13 to create an alley behind houses located on east end of Nebraska St. Voting aye: Filsinger, Hankla, Stearns, Kester. Voting nay: none. Abstain: Kerkman.

Motion by Stearns, seconded by Filsinger, to approve Resolution 2022-1 adopting the Village of Clearwater employee handbook. Voting aye: Filsinger, Kerkman, Hankla, Stearns, Kester. Voting nay: none.

Motion by Filsinger, seconded by Stearns, to approve removing Steve Stearns and Kevin Filsinger from all Village of Clearwater bank accounts, and adding Kelly Kerkman and Cody Kester. Voting aye: Filsinger, Kerkman, Hankla, Stearns, Kester. Voting nay: none.

Motion by Kerkman, seconded by Kester, to approve special liquor license application from Clearwater Chamber for rough stock competition at rodeo grounds July 30, 2022. Voting aye: Filsinger, Kerkman, Hankla, Stearns, Kester. Voting nay: none.

Economic development report: Village should have funds from NAHTF grant soon with a groundbreaking ceremony to follow. Lauren Sheridan-Simonsen working with NPPD to create a community guide that will be added free of charge to the website and includes information about Clearwater to attract residents, businesses and developers. NNTC will present Clearwater with the Small Rural Community designation on June 24 to recognize commitment to growth. New ED contract with Neligh will be signed at July meeting.

Maintenance report: Door needs to be purchased for boy's bathroom at park. Lagoon finished and walk-through with engineer and USDA expected within the week. Electrical wiring for generator hit a snag and will be worked out between seller and electrician. Kids stripping trees, pulling limbs at park, but not in view of cameras. George Klabenes will mow ditch near his property if Village purchases gas for mower. Board agreed to purchase gas. Kerkman stated a resident asked if the stop signs needed to stay on Iowa St. now that the school has moved. Stop signs will stay because ESU #8 has kids in the building and removing stop signs is complicated. Discussion held regarding quote from Grimes Asphalt to hot mix several places in town.

Motion by Kerkman, seconded by Kester, to approve Grimes Asphalt and Paving to pave Iowa St. from Hwy. 275 south to first stop sign for \$101,400. Voting aye: Filsinger, Kerkman, Hankla, Stearns, Kester. Voting nay: none.

Library report: Bartak Glass repaired library door that was dragging. Informed Clerk that door will need to be replaced in about a year as it is adjusted as far as it will go. Summer reading programs have been very successful so far.

Park report: A total of 11 ball games will have been played at park before end of the season.

Clerk report: Water has been found under mats in both library and office. Rob Hoefer is supposed to come finish concrete work that should prevent that from happening again. QuickBooks has been changed to a yearly subscription. Sheridan-Simonsen presented an option to hire an outside firm to handle nuisance violations and vacant property registration. Told to get more information. Angie Hupp stated the contract was signed with PeopleService out of Omaha for \$500/mo. to be water and wastewater operator until a new maintenance person can be found. Hankla said Kent Stallbaum willing to take water samples once a month for \$250. Hupp to send 90-day notice cancellation letter to PeopleService.

Attorney report: none.

Discussion held regarding nuisance updates. Two small and two large roll-off dumpsters were filled by community members during the month of May. Hupp has been contacted regarding grant funds for removing storage units and to demolition a dangerous building. One persisting nuisance property may be in contempt of court.

Unfinished business: Hupp to call plumbing companies with list of meters and water leaks that need to be fixed.

New business: Unauthorized people driving through Mark Allemang property on Colorado St. Village might need to put a gate or signs up on one end to prevent thru traffic. Todd & Marsha Drury residence has water issues due to being end of the line. Fire hydrant should be installed so water doesn't stagnate at residence. Hupp will add that to list for plumbers.

Motion by Stearns, seconded by Filsinger, to approve claims and payroll. Voting aye: Filsinger, Kerkman, Hankla, Stearns, Kester. Voting nay: none. Claims: \$48,191.86; wages: \$8,234.54.

General Checking

Fry Brothers Fertilizer, sup, 266.55; Applied Connective Tech, srv, 80.25; Thiele Electric, srv, 2,627.03; Bomgaars, sup, 225.51; EMC Insurance, ins, 5,003.70; Reinke's Farm & City Service, sup, 93.79; Herley & Reinke Accounting, srv, 11,280.00; Carhart Lumber, sup, 209.95; Verizon Wireless, srv, 76.00; WEX Bank, fuel, 1,305.29; Intuit QuickBooks, srv, 374.49; Eakes Office Solutions, sup, 107.98; Appera, sup,

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48.13; Farmers Pride, fuel, 825.86; J&J Sanitation, srv, 1,714.40; NNTC, util, 184.52; Clearwater Market, sup, 40.78; ERPPD, util, 1,344.31; ColdType Publishing, srv, 394.89; Love Signs, srv, 145.00; Black Hills Energy, util, 106.51; Knife River Midwest, sup, 3,008.50; Bartak Glass, Inc., rpr, 144.90; AKRS Equipment, sup, 73.95; Rob Hofer, srv, 1,676.00; Summerland Public School, fees, 90.00; Neb. Dept. of Revenue, tx, 1,003.44; Jarecki, Sharp & Petersen, srv, 300.00; Antelope Co. Sheriff, srv, 1,202.25; Debit Account, tnfr, 192.53; Economic Savings, tnfr, 2,144.42; General Savings, tnfr, 2,144.42; Petty cash, cash, 40.67; Melvin Ahlers, srv, 50.00; Payroll, pay, 7,335.05.

Water/Sewer Checking

Neb. Public Health Enviro Lab, srv, 45.00; PeopleService, Inc., srv, 500.00; One Call Concepts, Inc., srv, 1.98; ERPPD, util, 675.09; Switzer Welding, srv, 425.00; Bud's Sanitary, util, 2,773.00; US Post Office, sup, 120.00; Water Savings, tnfr, 685.00; Sewer Savings, tnfr, 865.00; Lagoon Savings, tnfr, 1,450.00.

Economic Checking

Shamrock Nursery, sup, 672.16.

Fire Checking

KL&S, Inc., srv, 116.00; Danko Emergency Equipment, srv, 341.32; Quick Med Claims, srv, 118.86.

Library Checking

Library Thing, dues, 300.00; Synch/Amazon, sup, 345.94; Precision IT, srv, 142.50; Clearwater Custom Cabinets, srv, 80.00; Clearwater Market, sup, 8.99; Payroll, pay, 899.49.

Debit Account

Amazon, sup, 73.58; Rackspace Email, srv, 11.96; Microsoft 365, srv, 106.99.

Motion by Filsinger, seconded by Kester, to accept the resignation of Steve Stearns, effective at the end of the June 13 meeting. Voting aye: Filsinger, Kerkman, Hankla, Kester. Voting nay: none. Abstain: Stearns.

Motion by Filsinger, seconded by Kerkman, to adjourn. Voting aye: Kerkman, Kester, Stearns, Hankla, Filsinger. Nay: none. Meeting adjourned at 9:37 p.m.

Chairman

Clerk