

**VILLAGE OF CLEARWATER, NEBRASKA**  
**MINUTES OF THE REGULAR MEETING**  
**MAY 9, 2022**

The Board of Trustees of the Village of Clearwater met in regular session Monday, May 9, 2022 at 8 p.m., in the fire hall meeting room. Meeting was opened at 8:02 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. Others present: Maintenance Kate Ahlers, Economic Development Director Lauren Sheridan-Simonsen, Reporter LuAnn Schindler, Sheriff Bob Moore, Clerk Angie Hupp, Daryl & Holly Guthard, Debb Pofahl, Jeff Schlecht. Board member Cody Kester arrived at 8:05 p.m. Attorney Kyle Petersen arrived at 8:50 p.m.

Motion by Stearns, seconded by Filsinger, to approve the April 11, 2022 regular meeting minutes as presented. Voting aye: Filsinger, Kerkman, Hankla, Stearns. Voting nay: none. Absent: Kester.

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

Late water bills presented. Four customers sent disconnect notices this month.

Kester arrived at 8:05 p.m.

Miller & Associates report: New lagoon turned on May 4. Old lift station removed later the same week. A 500-gallon propane tank was ordered for emergency generator. Rutjens Construction sprayed and sterilized lagoon so there shouldn't be problems with growth this year.

Building permits: Motion by Kerkman, seconded by Kester, to postpone approving Jerry and Dee Dee Doke building permit application for garage/shed until more information can be obtained. Voting aye: Kerkman, Kester, Stearns, Hankla, Filsinger. Nay: none.

Motion by Stearns, seconded by Filsinger, to approve Dan and Ronda Schwager building permit application for attached garage. Voting aye: Kerkman, Kester, Stearns, Hankla, Filsinger. Nay: none.

Motion by Kester, seconded by Filsinger, to postpone approving Marshall and Kathy Waller garage/shed until planning commission recommendation received for size variance. Voting aye: Kerkman, Kester, Stearns, Hankla, Filsinger. Nay: none.

Motion by Filsinger, seconded by Kester, to approve moving up agenda item 20, sheriff's report. Voting aye: Kerkman, Kester, Stearns, Hankla, Filsinger. Nay: none. Sheriff has stopped several times at residence he's been asked to speak to and is still trying to contact the owner. April hours were 89.32 with three 911 calls. Kate Ahlers said someone from Game and Parks told her there would be no parking allowed around the Cowboy Trail for this year's rodeo. Sheriff Moore stated he receives permission every year and doesn't think the person who spoke has the authority to deny.

Matthew Feusse back from college and working for the Village for the summer. Two other applicants for summer help were Nathan Feusse and a teen who is not yet old enough. Motion by Kerkman, seconded by Filsinger to hire Nathan Feusse as the second summer help employee. Voting aye: Kerkman, Kester, Stearns, Hankla, Filsinger. Nay: none.

Paul Horman approached Hankla about looking for a weed eater on wheels to make trimming between cemetery headstones easier. Hupp will look at pricing.

Motion by Stearns, seconded by Filsinger, to approve summer help wage raise to \$12/hour for new help and \$13/hour for returning help. Voting aye: Kerkman, Kester, Stearns, Hankla, Filsinger. Nay: none.

Motion by Stearns, seconded by Filsinger, to waive the three readings of Ordinance 2022-8 raising the summer help wage. Voting aye: Kerkman, Kester, Stearns, Hankla, Filsinger. Nay: none.

Motion by Filsinger, seconded by Kerkman, to approve Ordinance 2022-8 raising the wage to \$12/hour for new summer help employees and \$13/hour for returning summer help employees in one reading. Voting aye: Kerkman, Kester, Stearns, Hankla, Filsinger. Nay: none.

Motion by Kerkman, seconded by Kester, to move up agenda item 13 regarding having a food truck during rodeo weekend. Discussion was held with Waterhole owner Debb Pofahl, who made the request. Pofahl stated it would be nice to have more food options in town during the rodeo and port-a-potties take up any extra space on her property so parking truck there isn't possible. DK Feed gave permission for the truck to be in their lot in the evening. Board members voiced concerns including having the truck on First St. impeding traffic and leaving no room to park, taking business away from locals, and having more trucks try to work in town next year.

Motion by Stearns, seconded by Filsinger, to reject allowing a food truck in town during rodeo weekend. Voting aye: Kerkman, Kester, Stearns, Hankla, Filsinger. Nay: none. Pofahl let the board know the State rejected a beer garden out the back door of The Waterhole during rodeo weekend.

Motion by Kerkman, seconded by Kester, to postpone Resolution 2022-1 adopting the employee handbook until Hupp has a chance to complete. Voting aye: Kerkman, Kester, Stearns, Hankla, Filsinger. Nay: none.

Motion by Filsinger, seconded by Kester, to move up agenda item 16 economic development report. Voting aye: Kerkman, Kester, Stearns, Hankla, Filsinger. Nay: none.

Economic development report: Lauren Sheridan-Simonsen still waiting on prices for Main St. flowers. The new chairman of ED board is LuAnn Schindler, with Brian King as co-chairman. Other

**VILLAGE OF CLEARWATER, NEBRASKA**  
**MINUTES OF THE REGULAR MEETING**  
**MAY 9, 2022**

members include Rod Schlecht, Amy Ahlers, Dick Kester. Has been recommended to apply for Downtown Revitalization Study grant.

Motion by Stearns, seconded by Kerkman, to approve moving forward with a Downtown Revitalization Study. Voting aye: Kerkman, Kester, Stearns, Hankla, Filsinger. Nay: none.

Maintenance report: Rob Hoefler to finish concrete work in front of Village office soon. Village received no armor coat bids, so board advised Kate Ahlers to speak to County to see if they would be willing to share their bid and how many blocks they'd armor coat. Ahlers also to find out when State plans to pave highway approaches through town. Board interested in hiring Grimes Asphalt and Paving to lay four inches of hot mix from Hwy. 275 south to stop sign on Iowa St. and Hwy. 275 south to last year's hot mix patch on Main St. depending on when State will fix approaches.

Agenda item 10 regarding Village charging for services not rendered to resident was skipped as resident who requested discussion did not attend meeting.

Motion by Stearns, seconded by Kester, to approve an amendment to Bud's Sanitary Service contract increasing rate paid to Bud's from \$13.50 to \$14.75 per active water meter; that Village agrees to pay Bud's for all active water meters except vacant properties, regardless of how the contract has been interpreted in the past; and that Bud's waives all claim to payments allegedly due under previous agreements and not paid by Village. Voting aye: Kerkman, Kester, Stearns, Hankla, Filsinger. Nay: none. Bud's Sanitary Service owners Daryl and Holly Guthard approved the agreement and signed as well. Changes include charging churches and residents who own businesses and houses in town for separate trash service. American Legion and Sons of Legion will be considered one business and will be charged as such, per verbal agreement with Guthards.

Motion by Filsinger, seconded by Kerkman, to waive three readings of Ordinance 2022-6 increasing trash service rates to Village customers. Voting aye: Kerkman, Kester, Stearns, Hankla, Filsinger. Nay: none.

Motion by Stearns, seconded by Kerkman, to approve Ordinance 2022-6 increasing trash service rates to \$18.25 residential, \$22.25 commercial, and \$14.75 senior. Customers with both commercial and residential trash service may opt to pay one fee of \$40.50 through their business by contacting village clerk. Voting aye: Kerkman, Kester, Stearns, Hankla, Filsinger. Nay: none.

Discussion regarding proposed Ordinance 2022-7 adopting a vacant property registration. Houses kept in good condition and lawns maintained, green space lots, not included even if not occupied. Vacant dilapidated buildings fall under dangerous buildings ordinance. Hankla mentioned resident working to license and insure semi-trailer for storage and might be willing to let fire department burn down one dangerous building. Board agreed to give until June meeting to move trailer out of town.

Motion by Filsinger, seconded by Kester, to have Hupp send Dwaine Trease letter regarding Bill Gillette's vacant shop building stating it needs to be torn down. Voting aye: Kerkman, Kester, Stearns, Hankla, Filsinger. Nay: none.

Motion by Filsinger, seconded by Kerkman, to waive three readings of Ordinance 2022-7 adopting vacant property registration. Voting aye: Kerkman, Kester, Stearns, Hankla, Filsinger. Nay: none. Motion by Filsinger, seconded by Kerkman, to approve Ordinance 2022-7 adopting vacant property registration and associated fines within. Voting aye: Kerkman, Kester, Stearns, Hankla, Filsinger. Nay: none.

Library report: Jodi Fry hired as part-time summer help. With help from attorney, digitization project of old newspapers will move forward. Front door on library crooked and needs new hinges. Hupp to call Precision Glass to make appointment.

Park report: Discussion held regarding possibly needing more rock mixture "kitty litter" on baseball field. Will speak with Jarod Bearinger to get his opinion. Discussion held regarding selling old, unneeded bleachers. No decision made for now. Broken glass placed at bottom of slide. Hupp will try to find recording of it, but with no date to go by, might be hard. Kester to measure boy's bathroom door to see if he has one that will fit.

Clerk report: Hupp will be gone Friday, May 13 to attend son's college graduation in S.D. Planning commission to meet May 10, so will have several recommendations from them at June meeting. Hupp has two siblings getting married this year: one in Arkansas in Sept., another in southwest Colorado in Oct. Both weddings fall the weekend before board meetings. Would like meetings to be moved so Hupp can attend both weddings and meetings. Once plans are finalized, board will approve moving meetings if necessary.

Attorney report: none.

Unfinished business: New cement by historical building loose, valve exposed. Kerkman will speak to Rob Hoefler about concrete pad for visitor's bleachers at ballfield and adding to concrete at historical society building. Cade Mlnarik's meter pit is destroyed and needs to be replaced. Village will pay to move curbstop, Mlnarik pay to install meter in house.

New business: Hupp to call Orchard to see if their maintenance person interested in taking water samples. Otherwise, will need to contact PeopleService out of Omaha.

Hupp to place maintenance person help wanted ad on Facebook again.

**VILLAGE OF CLEARWATER, NEBRASKA  
MINUTES OF THE REGULAR MEETING  
MAY 9, 2022**

Motion by Kester, seconded by Kerkman, to enter executive session at 10:18 p.m. to discuss personnel issues. Voting aye: Kerkman, Kester, Stearns, Hankla, Filsinger. Nay: none.

Motion by Stearns, seconded by Filsinger, to exit executive session at 10:28 p.m. Voting aye: Kerkman, Kester, Stearns, Hankla, Filsinger. Nay: none.

Motion by Kerkman, seconded by Kester, to approve list base wage for maintenance position to \$21 to \$25 per hour, based on qualifications. Voting aye: Kerkman, Kester, Stearns, Hankla, Filsinger. Nay: none.

Motion by Kerkman, seconded by Kester, to approve claims and payroll. Voting aye: Kerkman, Kester, Stearns, Hankla, Filsinger. Nay: none. Claims: \$34,182.85; wages: \$5,186.89. Voting aye: Kerkman, Kester, Stearns, Hankla, Filsinger. Nay: none.

**General Checking**

AKRS Equipment, sup, 21.24; Paul Horman, sup reimb, 522.05; Northeast Neb. Economic Dev. District, dues, 660.00; City of Neligh, srv, 3,524.09; Bomgaars, sup, 994.19; EMC Insurance, ins, 6,824.34; Verizon Wireless, srv, 76.00; WEX Bank, fuel, 593.99; Bearer Tax & Accounting, srv, 70.00; Knife River Midwest, sup, 3,183.60; Farmers Pride, util, 50.00; NNTC, util, 187.32; Clearwater Market, sup, 9.97; ERPPD, util, 1,220.01; Summerland Public School, fees, 400.00; ColdType Publishing, srv, adv, 251.94; Neb. Dept. of Revenue, tx, 1,307.98; Jarecki Sharp & Petersen, lgl, 300.00; Antelope Co. Sheriff, srv, 1,202.25; Debit Account, tnfr, 11.96; Economic Savings, tnfr, 2,093.91; General Savings, tnfr, 2,093.91; Angie Hupp, pay, 1,152.55; Graciela Reyes, pay, 36.94; Kathleen Ahlers, pay, 2,773.55; Cody Kester, mtg, 69.26; Kelly Kerkman, mtg, 69.26; Kevin Filsinger, mtg, 69.26; Steve Hankla, mtg, 69.26; Steve Stearns, mtg, 69.26; Black Hills Energy, util, 246.68.

**Water/Sewer Checking**

Neb. Public Health Enviro Lab, srv, 37.00; Alan Potter, lbr, 266; One Call Concepts, Inc., srv, 4.00; Kate Ahlers, sup reimb, 64.19; ERPPD, util, 590.76; General Checking, tnfr, 68.00; Bud's Sanitary, srv, 2,773.00; US Post Office, srv, 255.45; Water Savings, tnfr, 685.00; Sewer Savings, tnfr, 865.00; Lagoon Savings, tnfr, 1,450.00.

**Fire Checking**

Quick Med Claims, srv, 160.10.

**Library Checking**

Syncb/Amazon, sup, 749.28; Clearwater Market, sup, 11.70; Faith King, pay, 87.28; Kathy Feusse, pay, 790.27.

**Debit Account**

Webstaurant Store, sup, 345.98; Rackspace Email, srv, 11.96.

Motion by Filsinger, seconded by Kester, to adjourn. Voting aye: Kerkman, Kester, Stearns, Hankla, Filsinger. Nay: none. Meeting adjourned at 10:32 p.m.

\_\_\_\_\_  
Chairman

\_\_\_\_\_  
Clerk