

MINUTES

August 10, 2021

The Village Board of Trustees of the Village of Bertrand, Nebraska held a Regular Board Meeting on Tuesday, August 10, 2021, at 7:30 PM at the Village Hall by posting at the First State Bank, Post Office, and Village Office. Present were Chairman TJ Wilcox and Trustees Robert Dahlgren, Lucas Evans, Brian Schroeder, and Fred Spiegel. Dahlgren joined the meeting at 7:31 PM. The agenda for said meeting was kept continuously at the office of the Village Clerk.

On a motion by Spiegel, seconded by Schroeder, the consent agenda was approved. Voting Aye, Spiegel, Schroeder, Evans, Wilcox. Absent, Dahlgren. The items on the consent agenda were as follows: the minutes for the Regular Board Meeting held on July 13, 2021; the Village Financials for July; the Village payables for July in an amount not to exceed \$424,000; and the Village employees' salaries for the month of August in an amount not to exceed \$28,000. The Village payables were as follows:

AC-Armor Coating	AR-Auto Repair	CG-Curb & Gutter	DF-Dues, Fees Subscriptions
EL-Extra Labor	EQ-Equipment	ER-Equipment Repair	FP-Food Pantry
FR-Freight	FU-Fumigation	GA-Garbage Collection	GC-Gravel/Cold Mix
GG-g2g Donations	GO-Gas, Oil, Tires	GRA-Grant	GRO-Grave Opening
GS-Garage Sales	IMP-Improvement	INS-Insurance	INT-Internet
LAB-Labor	LAW-Law Enforcement	LEG-Legal	LF-Landfill
LP-Lease Payment	MH-Machine Hire	MI-Miscellaneous	MIL-Mileage/Meals
NH-Nursing Home Loan	OS-Office Supplies	PC-Pool Concessions	PF-Professional Fees
PP-Pool Project	PR-Printing/Publishing	RM-Repair/Maintenance	REN-Rental
SCH-Schooling	SR-Snow Removal	ST-Sales Tax	SS-Shop Supplies
SU-Supplies	TE-Telephone	TL-Tobacco/Liquor License	UT-Utilities
WT-Water Testing			

<u>CEMETERY</u>		<u>SEWER</u>	
Salaries/Taxes/Benefits (July)	1,27.48	Salaries/Taxes/Benefits (July)	1,808.18
Jack Bowen GRO	500.00	C Plus GO	42.65
C Plus GO	180.18	Evans Repair LLC ER LAB	32.88
Card Services SU	79.99	League of NE Municipalities DF	160.00
CHS SU	21.38	Southern Power UT	291.19
Southern Power UT	35.00	Verizon TE	10.50
Van Diest Supply Company SU	1,660.10		2,345.50
	3,744.13	<u>STREET</u>	
<u>GARBAGE COLLECTION</u>		Salaries/Taxes/Benefits (July)	7,895.48
Waste Connection of NE GA	5,937.60	Black Hills Energy UT	5.71
	5,937.60	C Plus GO SS	287.14
<u>GENERAL</u>		CHS SU	20.00
Amazon (card services) OS ST	158.54	DeWald Deaver L'Heureux LEG	20.00
ATC Communications INT	40.65	Evans Repair LLC LAB ER	32.88
Black Hills Energy UT	10.42	League of NE Mun./Utility DF	160.00
Capital Business Systems LP	106.20	Miller & Associates PF	700.00
DeWald Deaver L'Heureux LEG	346.50	Southern Power UT	1,186.91
DeWald Deaver L'Heureux BHA	528.00	ACE Hardware SU IMP ER	133.49
Holdrege Daily Citizen PR	252.32	Verizon TE	51.61
League of NE Municipalities DF	630.00		10,493.22
One Call Concepts PF	7.31	<u>WATER</u>	
Sam's Club DF	48.38	Salaries/Taxes/Benefits (July)	12,311.44
Southern Power UT	146.00	Black Hills Energy UT	26.39
Spectrum INT TE	139.50	C Plus GO	85.30
Woodward's Disposal MI	10.00	Cross Country Market SU	4.27
	2,423.82	Evans Repair LLC LAB ER	32.90
<u>LAW ENFORCEMENT</u>		Frontier TE	200.00
Salaries/Taxes/Benefits (July)	1,334.21	League of NE Mun./Utilities DF	160.00
Verizon TE	36.12	League of NE Municipalities DF	630.00
	1,370.33	NE Department of Revenue ST	1,394.71
<u>PARK</u>		NE Municipal Clerk's Assoc. DF	25.00
Salaries/Taxes/Benefits (July)	2,199.60	Spectrum TE INT	84.97
C Plus GO SU	180.17	Southern Power UT	2,731.00
CHS SU	21.38	ACE Hardware UT	181.26
Cross Country Market SU	40.00	Verizon TE	20.98
Southern Power UT	377.75	Woodward's Disposal MI	10.00
ACE Hardware IMP	129.58		17,898.22
	2,948.48		

POOL		YARD WASTE/RECYCLING	
BOK Financial PF Bond/Interest	138,680.00	Salaries/Taxes/Benefits (July)	223.73
JEO Consulting Group PP	16,347.50	Frontier TE	113.84
RMV Construction PP	220,228.20	Reliable Pest Control FU	47.00
	375,255.70	South Central Sanitation LF	1,208.44
			1,593.01

Amy Grube, Bertrand Nursing Home and Assisted Living Administrator, gave the Nursing Home report to the Board. The current census for the Nursing Home is 13 residents and 9 residents for the Assisted Living. Marcy Luth, AMGL, presented the Board with the Nursing Home's 2020-2021 audit results.

On a motion by Schroeder, seconded by Dahlgren, the Nursing Home's financials for June were accepted. Voting Aye, Schroeder, Dahlgren, Evans, Spiegel, Wilcox. On a motion by Schroeder, seconded by Evans, the split in the Nursing Home's payables for the month of June to the First State Bank in the amount of \$1,879.10 was accepted. Voting Aye, Schroeder, Evans, Spiegel, Wilcox. Abstaining, Dahlgren. On a motion by Dahlgren, seconded by Spiegel, the Nursing Home's remaining payables for the month of June were accepted in an amount not to exceed \$105,000. Voting Aye, Dahlgren, Spiegel, Evans, Schroeder, Wilcox. On a motion by Schroeder, seconded by Evans, the Nursing Home's employees' salaries for the month of September were accepted in an amount not to exceed \$100,000. Voting Aye, Schroeder, Evans, Dahlgren, Spiegel, Wilcox. The Nursing Home's payables and salaries are as follows:

NURSING HOME			
Paid			
Salaries/Taxes/Benefits (July)	121,502.42	Direct TV	265.63
Salaries/Taxes/Benefits (Aug)	14,493.86	Oak Haven	299.95
American Healthtech	397.38	Petty Cash	287.50
Amy Grube	129.14	RHD	12,098.00
Black Hills Energy	404.26	USPS	220.00
Charter	117.97	Ecolab	274.03
			150,490.14
Not Paid			
AACO	9,690.56	Barb Metzger	230.10
AMGL	130.00	Midwest Sprinkler	481.50
C Plus	332.76	Monica Alvarez	78.56
Cash Wa	1,145.67	Nationwide	4,097.86
Central Valley Electric	31.80	Nurses, Inc.	6,772.00
Compufact	22.00	Quill	63.55
Cross Country Market	503.40	Reliable Pest Control	46.00
Cummins Central Power	887.43	RxCare Assurance	72.01
D & M Security	90.00	Secrest Consulting	300.00
Direct Supply	164.00	SFM	2,310.00
Durable Service	322.07	Shane Smith	300.00
Eakes	730.23	Southern Power	27,891.48
Ecolab	514.97	Spartan Nash	335.21
First State Bank	1,879.10	Stericycle	132.49
Frontier	579.26	Svoboda's ACE Hardware	63.91
HCIS	80.00	Sysco	3,528.37
Holdrege Daily Citizen	44.32	Village of Bertrand	513.99
Lincoln Journal Star	139.05	WeCare	812.50
McKesson	1,086.24	Woodward's Disposal	23.75
			66,429.14

South Central Sanitation spoke with the Board regarding the 2022 garbage service for the Village. On a motion by Spiegel, seconded by Schroeder, the Board approved seeking bids for the 2022 garbage service. Voting Aye, Spiegel Schroeder, Dahlgren, Evans, Wilcox.

On a motion by Spiegel, seconded by Schroeder, a split in the Village's July payables to Evans Repair in the amount of \$98.66 was accepted. Voting Aye, Spiegel, Schroeder, Dahlgren, Wilcox. Abstaining, Evans.

On a motion by Spiegel, seconded by Dahlgren, the Contractor's Application for Payment No. 1 from RMV, as approved by JEO Consulting Group, was approved. Voting Aye, Spiegel, Dahlgren, Evans, Schroeder, Wilcox.

Trustee Spiegel introduced Ordinance No. 731 regarding sex offenders within the corporate limits of the Village. On a motion by Schroeder, seconded by Dahlgren, the statutory rule requiring an ordinance to be fully and distinctly read on three different days was waived. Voting Aye, Schroeder, Dahlgren, Evans, Spiegel, Wilcox. Thereupon, Ordinance No. 731 was then read by title and Trustee

Spiegel moved for its final passage, which motion was seconded by Schroeder. Voting Aye, Spiegel, Schroeder, Dahlgren, Evans, Wilcox. Said Ordinance reads as follows:

ORDINANCE NO. 731

of the

VILLAGE OF BERTRAND, NEBRASKA

AN ORDINANCE OF THE VILLAGE OF BERTRAND, NEBRASKA TO AMEND SECTION 6-330 OF THE BERTRAND MUNICIPAL CODE; TO REVISE DEFINITION OF SEXUAL PREDATOR; TO REPEAL CONFLICTING ORDINANCES AND SECTIONS; AND TO PROVIDE AN EFFECTIVE DATE.

BE IT ORDAINED BY THE CHAIRPERSON AND BOARD OF TRUSTEES OF THE VILLAGE OF BERTRAND AS FOLLOWS:

Section 1. Section 6-330 of the Municipal Code of Bertrand, Nebraska is amended to read as follows:

Section 6-330

Definitions. For purposes of this Ordinance:

- (1) Child care facility means a facility licensed pursuant to the Child Care Licensing Act;
- (2) School means a public, private, denominational, or parochial school which meets the requirements for state accreditation or approval;
- (3) Reside means to sleep, live, or dwell at a place, which may include more than one location, and may be mobile or transitory;
- (4) Residence means a place where an individual sleeps, lives, or dwells, which may include more than one location, and may be mobile or transitory;
- (5) Sex offender means an individual who has been convicted of a crime listed in section 29-4003 RS Neb. and who is required to register as a sex offender pursuant to the Sex Offender Registration Act.
- (6) Sexual predator means an individual who has been convicted of a crime listed in section 29-4003 RS Neb. and who is required to register as a sex offender as defined in Section 29-4001.01, and who has victimized a person eighteen years of age or younger.

Section 2. Any other ordinance or section passed and approved prior to passage, approval, and publication or posting of this ordinance and in conflict with its provisions is repealed.

Section 3. This ordinance shall take effect and be in full force from and after its passage, approval, and publication or posting as required by law.

PASSED AND APPROVED THIS 10th DAY OF AUGUST 2021.

On a motion by Spiegel, seconded by Dahlgren, Resolution No. 452 regarding the Municipal Annual Certificate of Program Compliance for 2021 was approved. Voting Aye, Spiegel, Dahlgren, Evans, Schroeder, Wilcox. Resolution No. 452 reads as follows:

RESOLUTION NO. 452

of the

VILLAGE OF BERTRAND, NEBRASKA

WHEREAS: State of Nebraska Statutes, sections 39-2115, 39-2119, 39-2120, 39-2121 and 39-2520(2), requires an annual certification of program compliance to the Nebraska Board of Public Roads Classifications and Standards; and

WHEREAS: State of Nebraska Statute, section 39-2120 also requires that the annual certification of program compliance by each municipality shall be signed by the Village Board Chairperson and shall include a copy of a resolution of the governing body of the municipality authorizing the signing of the certification form.

BE IT RESOLVED that the Village Board Chairperson of Bertrand, Nebraska is hereby authorized to sign the attached Municipal Annual Certification of Program Compliance form.

PASSED AND APPROVED THIS 10TH DAY OF AUGUST 2021.

The Budget Work Session was set for Tuesday, August 17, 2021, at 5:30 PM or immediately following the Special Meeting set for the same day and time.

On a motion by Schroeder, seconded by Evans, the Special Designated Liquor license request from the Blue Moose Bar & Grill for an event on August 26, 2021, at the Bertrand Community Building was approved. Voting Aye, Schroeder, Evans, Dahlgren, Spiegel, Wilcox.

On a motion by Schroeder, seconded by Spiegel, the Fence Permit request from Stacey Hamilton to construct a chain link fence at 323 Miller Avenue was approved. Voting Aye, Schroeder, Spiegel, Dahlgren, Evans, Wilcox.

On a motion by Schroeder, seconded by Dahlgren, the Building Permit request from Jason McNierney to construct a 26'x12' deck at 302 Medina Avenue was approved. Voting Aye, Schroeder, Dahlgren, Evans, Spiegel, Wilcox.

On a motion by Dahlgren, seconded by Schroeder, the Building Permit request from Virginia Kipp to move a 21'x18' accessory building to 501 Marshall Avenue was approved subject to inspections of building's footings by Utilities Superintendent. Voting Aye, Dahlgren, Schroeder, Evans, Spiegel, Wilcox.

On a motion by Dahlgren, seconded by Schroeder, the Building Permit request from Don Tomes to construct a 36'x40'x12' garage and corresponding concrete pad at 511 Marshfield Avenue was tabled. Voting Aye, Dahlgren, Schroeder, Evans, Spiegel, Wilcox.

James Nelson, Village Ordinance Officer, gave his report to the Board. He advised the Board that there is a large amount of stray cats within the Village and he is trying to deal with the situation. He also advised that he has received a complaint regarding a possible dangerous dog located at 1111 Kellogg. On advice from the Board, Nelson will give the owner a verbal warning.

Matt Gregg, Village Utilities Superintendent, gave his report to the Board. He informed the Board that the Highland Cemetery has been sprayed for weeds to the best of his ability, but there are still some issues regarding the pigweeds. He would like to reseed the grass in the future. The curb and gutter project throughout the Village is almost complete. Gregg informed the Board that the results could have been better but were acceptable for what the company had to work with. Gregg informed the Board that the concrete floors of the manhole at the swimming pool are being formed and will be poured within the week. Lastly, Gregg informed the Board that the sewer lagoons are completely full and that the pivot had a flat tire.

Lori Vinzant, Village Clerk/Treasurer, gave her report to the Board. She updated the Board regarding the zoning ordinance approval procedure on advice of the Village Attorney. A hearing will be scheduled on September 14, 2021, to approve the accessory building ordinance as well as update the Municipal Code regarding the approval process to coincide with State Statutes. Vinzant also informed the Board on the Bertrand Housing Authority project.

The meeting adjourned at 8:41 PM.

Lori Vinzant, Village Clerk/Treasurer

TJ Wilcox, Chairman of the Board