

VILLAGE OF BERTRAND
REGULAR BOARD MEETING

December 12, 2023

The Village Board of Trustees of the Village of Bertrand, Nebraska held a Regular Meeting on December 12, 2023, at the Village Hall by publishing in the Holdrege Daily Citizen on December 5, 2023, and posting at the First State Bank, Post Office, and Village Office. The agenda for said meeting was kept continuously at the office of the Village Clerk. Present were Chairman TJ Wilcox, and Trustees Robert Dahlgren and Brian Schroeder. Trustees Lucas Evans and Jason McNierney absent.

The Chairman opened the meeting at 6:00 PM and publicly stated to all in attendance that a copy of the Nebraska Open Meeting Act was available for review and indicated the location of such copy posted in the room where the meeting was being held.

On a motion by Schroeder, seconded by Dahlgren, the consent agenda was accepted. Voting Aye, Schroeder, Dahlgren, Wilcox. Evans and McNierney absent. The items on the consent agenda were as follows: minutes for Regular Meeting on November 14, 2023; the Village financials for the month of November; the Village payables for the month of November in an amount not to exceed \$48,000; the Village employees' salaries for the month of December not to exceed \$34,000. The November 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	FUND- Pool Fundraiser	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 (Nov.)	2,180.23	Salaries/Taxes/Benefits (Nov.)	3,845.06
C Plus GO	9.55	C Plus GO	36.65
Southern Power UT	32.00	Holdrege Daily Citizen PR	22.91
	2,221.78	Southern Power UT	186.697
<u>COMMUNITY BUILDING</u>		Verizon TE	10.93
Black Hills Energy UT	258.11		4,102.52
Chase Card Services SU ST	106.99	<u>STREET</u>	
Cross County Market OS ST	101.98	Salaries/Taxes/Benefits (Nov.)	3,723.16
Pam Long PF	105.00	C Plus GO	478.14
Reliable Pest Control FU	40.00	Landmark Implement	3,809.16
Southern Power UT	119.00	NSG Logistics GC	1,403.04
Svoboda's ACE Hardware	46.98	Southern Power UT	1,225.70
Village Uniform PF	41.57	Svoboda's ACE Hardware	62.11
	819.63	Titan Machinery ER	67.35
<u>GARBAGE COLLECTION</u>		Verizon TE	52.91
Waste Connection of NE. GA	5,601.89		10,821.57
	5,601.89	<u>WATER</u>	
<u>GENERAL</u>		Salaries/Taxes/Benefits (Nov.)	7,660.31
Salaries/Taxes/Benefits (Nov.)	3,805.63	Black Hills Energy UT	202.93
ATC Communications INT	40.65	C Plus GO	73.29
Black Hills Energy UT	86.75	Cross Country Market SU ST	17.10
Capital Business Solutions LP	333.39	Holmes Plbg & Htg SU	183.86
Chase Credit Card SCH OS ST	733.53	Menard's SU	22.99
Computer Assistance PF	67.50	Municipal Supply SU ST	13.16
Cross Country Market FP	71.33	NE Department of Revenue ST	628.12
Holdrege Daily Citizen PR	71.32	NE Public Health Lab WT	182.00
Pam Long OS	30.83	Southern Power UT	1,146.00
Menards SU	22.98	Spectrum INT TE DF	153.92
One Call Concepts PF	3.58	Svoboda's ACE Hardware SU	141.95
Platte Valley Comm. DF	40.00	Verizon TE	21.85
Southern Power UT	111.00	Woodward's Disposal	15.00
Spectrum IN TE DF	202.72		10,462.48

GENERAL (cont.)		YARD WASTE/RECYCLING	
Woodward's Disposal MI DF	15.00	Salaries/Taxes/Benefits (Nov.)	547.01
	5,636.21	ATC Communications INT	100.00
LAW ENFORCEMENT		Reliable Pest Control FU	57.00
Salaries/Taxes/Benefits (Nov.)	1,443.16	South Central Sanitation LF	885.79
Verizon TE	45.87		1,589.80
	1,486.03	POOL	
PARK		Southern Power UT	54.00
Salaries/Taxes/Benefits (Nov.)	3,070.39	Spectrum TE INT	
C Plus GO	9.56		54.00
Southern Power UT	161.20		
	3,241.15	TOTAL	46,037.06

Doug, Western Regional Manager for RHD, gave the Nursing Home and Assisted Living report to the Board. The current census for the Nursing Home is 20 residents and 7 residents in Assisted Living. On a motion by Schroeder, seconded by Dahlgren, the Nursing Home's financials for the month of October were accepted. Voting Aye, Schroeder, Dahlgren, Wilcox. Evans and McNierney absent. On a motion by Dahlgren, seconded by Schroeder, the Nursing Home's payables for the month of December were accepted in an amount not to exceed \$135,000. Voting Aye, Dahlgren, Schroeder, Wilcox. Evans and McNierney absent. On a motion by Dahlgren, seconded by Schroeder, the Nursing Home's employees' salaries for the month of January were accepted in an amount not to exceed \$100,000. Voting Aye, Dahlgren, Schroeder, Wilcox. Evans and McNierney absent. The Nursing Home's payables and salaries were as follows:

NURSING HOME			
Paid			
Salaries/Taxes/Benefits (Nov.)	77,699.94	Direct TV	361.20
American Healthtech	409.30	HCIS	80.00
Black Hills Energy	798.79	Hometown Leasing	186.50
Charter	132.97	RHD	13,085.00
			92,753.70
Not Paid			
Barbara Metzger	300.60	Nurses Incorporated	18,799.58
Bertrand Chamber of Commerce	50.00	Penner Patient Care	143.5
C Plus	495.93	Phelps County Senior Center	60.00
Cash Wa	2,165.10	Queen Bee Staffing	3,822.90
CHS	557.10	Quill	166.87
Compufact	44.00	Reliable Pest Control	46.00
Cross Country Market	1,184.92	Scale Funding	5,144.60
Cummins	1,233.78	Secrest Consulting	350.00
Eclipse Staffing	9,557.25	SFM	1,460.00
Ecolab	1,326.57	Shane Smith	300.00
Exstream Cleaning	455.00	Southern Power	2,039.00
First State Bank	1,879.10	Spartan Nash	37.17
Frontier	676.84	Stericycle	145.40
Fusion Medical Staffing	11,267.90	Svoboda's ACE Hardware	134.51
Holdrege Pharmacy	1,282.90	Sysco	2,565.87
Integrated Security Solutions	90.00	Teresa Stadler	127.33
InSPIRE	10,306.40	Village of Bertrand	516.39
MARC	323.46	WeCare	719.50
McKesson	3,831.01	Woodward's Disposal	40.00
Midwest Automatic Sprinklers	575.00		84,221.83

Wilcox called for nominations for Chairman of the Board. On a motion by Dahlgren, seconded by Schroeder, nominations for Chairman of the Board were ceased. Voting Aye, Dahlgren, Schroeder, Wilcox. Evans and McNierney absent. TJ Wilcox was elected Chairman of the Board for 2024 by ballot vote. Wilcox called for nominations for Vice Chairman of the Board. On a motion by Schroeder, seconded by Wilcox, nominations for Vice Chairman of the Board were cease. Voting Aye, Schroeder, Wilcox, Dahlgren. Evans and McNierney absent. Brian Schroeder was elected Vice Chairman of the Board for 2024 by ballot vote. Wilcox appointed committees as assigned.

On a motion by Dahlgren, seconded by Schroeder, Lori Vinzant was reappointed Village Clerk/Treasurer for 2024. Voting Aye, Dahlgren, Schroeder, Wilcox. Evans and McNierney absent. On a motion by Dahlgren, seconded by Schroeder, Matt Gregg was reappointed Village Utilities Superintendent for 2024. Voting Aye, Dahlgren, Schroeder, Wilcox. Evans and McNierney absent. On a motion by Dahlgren, seconded by Schroeder, Christopher Miller, Miller & Associates, License #1091,

Class A, was reappointed Street Superintendent through contract starting January 1, 2024 through December 31, 2024. Voting Aye, Dahlgren, Schroeder, Wilcox. Evans and McNierney absent. On a motion by Dahlgren, seconded by Schroeder, Taylor L'Heureux was reappointed Village Attorney for 2024. Voting Aye, Dahlgren, Schroeder, Wilcox. Evans and McNierney absent. On a motion by Dahlgren, seconded by Schroeder, James Nelson was reappointed Village Ordinance Officer for 2024. Voting Aye, Dahlgren, Schroeder, Wilcox. Evans and McNierney absent.

On a motion by Schroeder, seconded by Dahlgren, Resolution No. 508 appointing the ACE Directors for 2024 was approved. Voting Aye, Schroeder, Dahlgren, Wilcox. Evans and McNierney absent. The Resolution reads as follows:

RESOLUTION NO. 508
of the
VILLAGE OF BERTRAND, NEBRASKA

WHEREAS, the Village of Bertrand, Nebraska is a party to the Interlocal Agreement creating the PUBLIC ALLIANCE for COMMUNITY ENERGY (ACE) and, pursuant to the terms of said Agreement, it is the responsibility of the Village to designate a representative of the Village of Bertrand, Nebraska to the PUBLIC ALLIANCE for COMMUNITY ENERGY Board of Directors provided for under the terms of said Agreement:

NOW, THEREFORE, BE IT RESOLVED by the Chairman and Village Board of Trustees of the Village of Bertrand, Nebraska that:

1. The Village Clerk is hereby directed to give written notice to the PUBLIC ALLIANCE for COMMUNITY ENERGY of the appointment of Lori Vinzant as the Village's representative to said Board of Directors for 2024.
2. The Village Clerk is hereby directed to give written notice to the PUBLIC ALLIANCE for COMMUNITY ENERGY of the appointment of Matthew Gregg as the Village's alternate representative to said Board of Directors for 2024.

PASSED AND APPROVED THIS 12TH DAY OF DECEMBER 2023.

No action was taken on Resolution No. 509 regarding the NMPP Representatives due to conflict of interest and lack of quorum.

On a motion by Dahlgren, seconded by Schroeder, the invoice from South Central Economic Development District for grant administration for the Bertrand Housing Authority 5-Plex project in the amount of \$3,000.00 was accepted. Voting Aye, Dahlgren, Schroeder, Wilcox. Evans and McNierney absent. On a motion by Schroeder, seconded by Dahlgren, the request for NAHTF Funds Drawdown #4 in the amount of \$3,000.00 was approved. Voting Aye, Schroeder, Dahlgren, Wilcox. Evans and McNierney absent.

Matt Gregg, Utilities Superintendent, informed the Board that the auction of street equipment was completed. The proceeds came to \$11,692.28.

On a motion by Dahlgren, seconded by Schroeder, Resolution No. 510 regarding the authorization of officers to make deposits and withdrawals for the Village was approved. Voting Aye, Dahlgren, Schroeder, Wilcox. Evans and McNierney absent. The Resolution reads as follows:

RESOLUTION NO. 510
of the
VILLAGE OF BERTRAND, NEBRASKA

AUTHORIZING OFFICERS TO MAKE DEPOSITS and WITHDRAWALS

I HEREBY CERTIFY, that I am the Clerk of the Bertrand Village Board of Trustees of the Village of Bertrand, Nebraska, Phelps County, Nebraska, a corporation organized and existing under the laws of the State of Nebraska.

I FURTHER CERTIFY, that a meeting of the Village Board of Trustees of said Corporation was duly called and held at the Bertrand Village Hall of Bertrand, Nebraska and the State of Nebraska on the 12th day of December 2023, that at said meeting a quorum was present and voting throughout, and that the following resolution was duly adopted and is now in full force and effect.

RESOLVED, that the First State Bank, 601 Minor Avenue, Bertrand, NE 68927 be and it is hereby designated as a depository of the funds of this Corporation, and that the said funds be subject to withdrawal upon checks, notes, drafts, bills of exchange, acceptances, undertakings or other funds for the payment of money. All accounts, except the Utility Deposit Account, are required to have double (2) signatures. Persons authorized to sign the checks for the Village of Bertrand are the Clerk, Treasurer, Chairman of the Board, and Vice Chairman of the Board. The following persons are authorized to sign the above reference documents for the Village of Bertrand:

Lori Vinzant, Village Clerk/Treasurer TJ Wilcox, Chairman of the Board

RESOLVED, that above named Firm is authorized to pay any such checks, notes, drafts, bills of exchange, acceptances, undertakings or other orders and also to receive the same for the credit of or in payment from the payee or any other holder without inquiry as to the circumstances of issue or the disposition of the proceeds thereof, even if drawn to the individual order of any signing officer or payable to said Firm or others for his account, or tendered in payment of his individual obligation. The following accounts must have two (2) signatures on the above referenced documents:

272-211 Premier Operating Checking
100-391 Premier Savings Account

The following persons authorized to sign for the Village of Bertrand:

Lori Vinzant, Village Clerk/Treasurer TJ Wilcox, Chairman of the Board

The following checking and savings accounts are required to have only one (1) signature:

272-222 Utility Deposit Checking
40754 Food Pantry
40762 Swimming Pool

With one (1) of the following persons authorized to sign for the Village of Bertrand:

Lori Vinzant, Village Clerk/Treasurer TJ Wilcox, Chairman of the Board

RESOLVED, that any and all endorsements for or on behalf of this Corporation upon checks, drafts, notes or instruments for deposit or collection made with the said Firm may be written or stamped endorsements of the Corporation without any designation of the person making such endorsements.

RESOLVED, that said Firm be promptly notified in writing by the Secretary or any other officer of this Corporation of any change in these resolutions or our By-Laws and that until it has actually received such notice in writing said Firm is authorized to act in pursuance of these regulations.

I FURTHER CERTIFY, that these resolutions are within the power of the Village Board of Trustees to pass as provided in the Charter and By-Laws of this Corporation, and that the present officers of this Corporation and their respective titles are as follows:

<u>NAME</u>	<u>TITLE</u>
TJ Wilcox	Chairman of the Board
Lori Vinzant	Village Clerk/Treasurer

IN WITNESS WHEREOF, I have hereunto set my hand as Clerk and affixed the corporate seal this 12th day of December 2023.

On a motion by Schroeder, seconded by Dahlgren, Resolution No. 511 regarding the authorization of officers to make deposits and withdrawals for the Nursing Home was approved. Voting Aye, Schroeder, Dahlgren, Wilcox. Evans and McNierney absent. The Resolution reads as follows:

RESOLUTION NO. 511

of the

**BERTRAND NURSING HOME & ASSISTED LIVING and
VILLAGE OF BERTRAND, NEBRASKA**

AUTHORIZING OFFICERS TO MAKE DEPOSITS AND WITHDRAWALS

I HEREBY CERTIFY, that I am the Clerk of the Village of Bertrand, Phelps County, Nebraska, owner of the Bertrand Nursing Home and Assisted Living, a corporation organized and existing under the laws of the State of Nebraska.

I FURTHER CERTIFY, that a meeting of the Village Board of Trustees of said Corporation was duly called and held at the Bertrand Village Hall of Bertrand, Nebraska, State of Nebraska on the 12th day of December 2023, that at said meeting a quorum was present and voting throughout, and that the following resolution was duly adopted and is now in full force and effect.

RESOLVED, that the First State Bank, 601 Minor Avenue, Bertrand, NE 68927 be and it is hereby designated as a depository of the funds of this Corporation, and that the said funds be subject to withdrawal upon checks, notes, drafts, bills of exchange, acceptances, undertakings or other orders for the payment of money. All accounts are required to have double (2) signatures as follows:

Signature of one (1) of the following Village of Bertrand Officers:

Lori Vinzant, Village Clerk TJ Wilcox, Chairman of the Board

And additionally, signature of one (1) of the following from the Bertrand Nursing Home:

Amy Grube, Nursing Home Administrator Joey Kugler, Office Manager

_____, Social Services

RESOLVED, that above named Firm is authorized to pay any such checks, notes, drafts, bills of exchange, acceptances, undertakings or other orders and also to receive the same for the credit of or in payment from the payee or any other holder without inquiry as to the circumstances of issue or the disposition of the proceeds thereof, even if drawn to the individual order of any signing officer or

payable to said Firm or others for his account, or tendered in payment of his individual obligation. The following checking account must have two (2) signatures on it:

100-226

NOW Account

264-412

Resident Trust Account

RESOLVED, that any and all endorsements for or on behalf of this Corporation upon checks, drafts, notes or instruments for deposit or collection made with the said Firm may be written or stamped endorsements of the Corporation without any designation of the person making such endorsements.

RESOLVED, that said Firm be promptly notified in writing by the Secretary or any other officer of this Corporation of any change in these resolutions or our By-Laws and that until it has actually received such notice in writing said Firm is authorized to act in pursuance of these resolutions.

I FURTHER CERTIFY, that these resolutions are within the power of the Village Board of Trustees to pass as provided in the Charter and By-Laws of this Corporation, and that the present officers of this Corporation and their respective titles are as follows:

<u>NAME</u>	<u>TITLE</u>
TJ Wilcox	Chairman of the Board of Trustees
Lori Vinzant	Village Clerk
Amy Grube	Nursing Home Administrator
Joey Kugler	Nursing Home Office Manager
	Nursing Home Social Services

IN WITNESS WHEREOF, I have hereunto set my hand as Clerk and affixed the corporate seal this 12th day of December 2023.

On a motion by Dahlgren, seconded by Schroeder, Resolution No. 512 regarding the Nursing Home's line of credit for 2024 was approved. Voting Aye, Dahlgren, Schroeder, Wilcox. Evans and McNierney absent. The Resolution reads as follows:

RESOLUTION NO. 512
of the
**BERTRAND NURSING HOME & ASSISTED LIVING/
VILLAGE OF BERTRAND, NEBRASKA
TO OBTAIN AN EXTENSION OF CREDIT**

WHEREAS, the Village of Bertrand, Nebraska is the owner of the Bertrand Nursing Home & Assisted Living facility; and

WHEREAS, the Board of Trustees of the Village of Bertrand, Nebraska deems it advisable to authorize the borrowing of certain funds for purposes of the operations of the Bertrand Nursing Home & Assisted Living.

NOW, THEREFORE, BE IT RESOLVED BY THE CHAIRMAN AND BOARD OF TRUSTEES OF THE VILLAGE OF BERTRAND, NEBRASKA AS FOLLOWS:

1. That the Village of Bertrand, Nebraska should be and hereby is authorized to borrow and obtain loans and extensions of credit from the First State Bank of Bertrand, Nebraska for purposes of the operations of the Bertrand Nursing Home & Assisted Living, with the principal amount of said borrowings, loans, and extensions of credit not to exceed the total sum of Fifty Thousand and No Dollars (\$50,000.00) to be paid back in a 12-month time period; and
2. That the Chairman of the Board of Trustees shall be and hereby is authorized to enter into said borrowings, loans, and extensions of credit on behalf of the Village of Bertrand, Nebraska, and he is hereby authorized to execute any Promissory Notes, Loan Agreements and other instruments as the First State Bank, Bertrand, may require in relation to said borrowings, loans and extensions of credit.

PASSED AND APPROVED THIS 12TH DAY OF DECEMBER 2023.

On a motion by Schroeder, seconded by Dahlgren, Resolution No. 513 regarding the authorization of officers to make deposits and withdrawals for the Bertrand Housing Checking Account was approved. Voting Aye, Schroeder, Dahlgren, Wilcox. Evans and McNierney absent. The Resolution reads as follows:

RESOLUTION NO. 513
of the
**VILLAGE OF BERTRAND, NEBRASKA
and BERTRAND HOUSING AUTHORITY
AUTHORIZING OFFICERS TO MAKE DEPOSITS AND WITHDRAWALS**

I HEREBY CERTIFY, that I am the Clerk of the Village of Bertrand (Village), Phelps County, Nebraska, owner of the Bertrand Housing Authority (BHA), an entity organized and existing under the laws of the State of Nebraska.

I FURTHER CERTIFY, that a meeting of the Village Board of Trustees of said Corporation was duly called and held at the Bertrand Village Hall of Bertrand, Nebraska, State of Nebraska on the 12th day of December 2023, that at said meeting a quorum was present and voting throughout, and that the following resolution was duly adopted and is now in full force and effect.

RESOLVED, that the First State Bank, 601 Minor Avenue, Bertrand, NE 68927 be and it is hereby designated as a depository of the funds of this Corporation, and that the said funds be subject to withdrawal upon checks, notes, drafts, bills of exchange, acceptances, undertakings or other orders for the payment of money. All accounts are required to have double (2) signatures as follows:

Signature of one (1) of the following Village of Bertrand Officers:

Lori Vinzant, Village Clerk/Treasurer

TJ Wilcox, Chairman of the Board

And additionally, signature of one (1) of the following from the Bertrand Housing Authority:

LaDonna Bennett, BHA Administrator

Linda Schmidt, BHA President

RESOLVED, that above named Firm is authorized to pay any such checks, notes, drafts, bills of exchange, acceptances, undertakings or other orders and also to receive the same for the credit of or in payment from the payee or any other holder without inquiry as to the circumstances of issue or the disposition of the proceeds thereof, even if drawn to the individual order of any signing officer or payable to said Firm or others for his account, or tendered in payment of his individual obligation. The following checking account must have two (2) signatures on it:

291958

Village of Bertrand Housing Checking Account

RESOLVED, that any and all endorsements for or on behalf of this Corporation upon checks, drafts, notes or instruments for deposit or collection made with the said Firm may be written or stamped endorsements of the Corporation without any designation of the person making such endorsements.

RESOLVED, that said Firm be promptly notified in writing by the Secretary or any other officer of this Corporation of any change in these resolutions or our By-Laws and that until it has actually received such notice in writing said Firm is authorized to act in pursuance of these resolutions.

I FURTHER CERTIFY, that these resolutions are within the power of the Village Board of Trustees to pass as provided in the Charter and By-Laws of this Corporation, and that the present officers of this Corporation and their respective titles are as follows:

<u>NAME</u>	<u>TITLE</u>
TJ Wilcox	Chairman of the Board
Lori Vinzant	Village Clerk/Treasurer
LaDonna Bennett	BHA Executive Director
Linda Schmidt	BHA President

IN WITNESS WHEREOF, I have hereunto set my hand as Clerk and affixed the corporate seal this 12th day of December 2023.

On a motion by Dahlgren, seconded by Schroeder, Resolution No. 514 regarding the Village Camping Parking Area was approved. Voting Aye, Dahlgren, Schroeder, Wilcox. Evans and McNierney absent. The Resolution reads as follows:

RESOLUTION NO. 514

of the

VILLAGE OF BERTRAND, NEBRASKA

WHEREAS, THE BOARD OF TRUSTEES OF THE VILLAGE OF BERTRAND, NEBRASKA, DEEMS IT ADVISABLE TO ESTABLISH A SPECIFIC CAMPING PARKING AREA WITHIN THE MUNICIPAL LIMITS OF THE VILLAGE OF BERTRAND, NEBRASKA.

NOW, THEREFORE, BE IT RESOLVED BY THE CHAIRMAN AND BOARD OF TRUSTEES OF THE VILLAGE OF BERTRAND, NEBRASKA, AS FOLLOWS:

1. There is hereby established a Camping Parking Area within the corporate limits of the Village of Bertrand, Nebraska, the location of which is as follows:

Lot Eleven (11) and Twelve (12), inclusive in the Second Addition of Bertrand, Phelps County, Nebraska; which property is identified by the Phelps County Assessor as Parcel ID No. 0004055.00 and has a physical address of 906 Mason Avenue.

The Camping Parking Area is bounded by a private residence on the north, an alleyway on the east, Knox Street on the south, and Mason Avenue on the west.

2. All operators shall use such parking area for all camping parking within the corporate limits of the Village except to the extent specifically authorized otherwise by Ordinance or Resolution of the Board of Trustees.

3. The Camping Parking Area designated above shall be limited to the parking of camping trailers, fifth-wheel trailers, motor homes, park model recreational vehicles, recreational vehicles, travel trailers, truck campers, or conversion vans that are operable, licensed, and insured. The designated RV Parking Area is not being established for long-term RV parking. Therefore, the parking of an RV or camper past the time allotted by permit is prohibited.

4. Definitions.

Camping Trailer. A vehicular portable unit mounted on wheels and constructed with collapsible partial side walls which fold for towing by another vehicle and unfold at the campsite to provide temporary living quarters for recreational, camping, or travel use.

Conversion Van. A completed vehicle permanently altered cosmetically, structurally, or both which has been recertified by the state as a multipurpose passenger vehicle but which does not conform to or otherwise meet the definition of a motor home in this section and which contains at least one plumbing, heating, or one-hundred-twenty-nominal-volt electrical component subject to the provisions of the state standard for recreational vehicles. Conversion van does not include any such vehicle that lacks any plumbing, heating, or one-hundred-twenty-nominal-volt electrical system but contains an extension of the low-voltage automotive circuitry.

Fifth-Wheel Trailer. A unit mounted on wheels, designed to provide temporary living quarters for recreational, camping, or travel use, of such size or weight as not to require a special highway movement permit, and designed to be towed by a motorized vehicle that contains a towing mechanism that is mounted above or forward of the tow vehicle's rear axle.

Gross Trailer Area. The total plan area measured on the exterior to the maximum horizontal projections of exterior wall in the setup mode and includes all siding, corner trims, moldings, storage spaces, expandable room sections regardless of height, and areas enclosed by windows but does not include roof overhangs. Storage lofts contained within the basic unit shall have ceiling heights less than five feet and shall not constitute additional square footage. Appurtenances, as defined in subdivision (2)(k) of section 60-6,288 of the Nebraska Legislature shall not be considered in calculating the gross trailer area as provided in such subdivision.

Imminent Safety Hazard. A hazard that presents an imminent and unreasonable risk of death or severe personal injury.

Motor Home. A vehicular unit primarily designed to provide temporary living quarters which are built into an integral part of, or permanently attached to, a self-propelled motor vehicle chassis or van, containing permanently installed independent life support systems that meet the state standard for recreational vehicles and providing at least four of the following facilities: cooking; refrigeration or ice box; self-contained toilet; heating, air conditioning, or both; a potable water supply system including a faucet and sink; separate one-hundred-twenty-nominal-volt electrical power supply; or LF gas supply.

Noncompliance. A failure to comply with an applicable construction standard that does not constitute a defect, a serious defect, or an imminent safety hazard.

Park Model Recreational Vehicle. A vehicular unit which meets the following criteria: (a) is designed and marketed as temporary living quarters for recreational, camping, travel, or seasonal use, (b) is not permanently affixed to real property for use as a permanent dwelling, (c) is built on a single chassis mounted on wheels with a gross trailer area not exceeding four hundred square feet in the set up mode, and (d) is certified by the manufacturer as complying with the ANSI A119.5 Park Model Recreational Vehicle Standard of the American National Standards Institute, 2020 edition.

Recreational Vehicles. A vehicular type unit primarily designed as temporary living quarters for recreational, camping, or travel use, which unit either has its own motive power or is mounted on or towed by another vehicle. Recreational vehicle includes, but is not limited to, travel trailer, park model recreational vehicle, camping trailer, truck camper, motor home, and conversion van.

Travel Trailer. A vehicular unit mounted on wheels, designed to provide temporary living quarters for recreational, camping, or travel use of such size or weight as not to require special highway movement permits when towed by a motorized vehicle.

Truck Camper. A portable unit constructed to provide temporary living quarters for recreational, travel, or camping use, consisting of a roof, floor, and sides and designed to be loaded onto and unloaded from the bed of a pickup truck.

5. Miscellaneous Provisions. The following miscellaneous provisions are a material part of this Resolution and all parties who use the Camping Parking Area shall be subject to said provisions:

- a. *Hours of Operation*: Day use visitors may be in Camping Parking Area from 6:00 AM to 10:00 PM. Only campers may remain in this area after 10:00 PM.
- b. *Alcoholic Beverages*: It is unlawful for any person to have in his or her possession alcoholic liquor in an opened container on any municipal parking area. Any law enforcement officer with the power to arrest for traffic violations may take a person who is intoxicated and in the judgment of the officer dangerous to himself, herself, or others, or who is otherwise incapacitated, from any public or quasi-public property.
- c. *Sanitation*: The following are **prohibited** at the Camping Parking Area:
 - i. Possessing or leaving refuse, debris, or litter in an exposed or unsanitary condition.
 - ii. Failing to dispose of all garbage, including any paper, can, bottle, sewage, waste water or material, or rubbish either by removal from the site or area, or by depositing it into receptacles or at places provided for such purposes.
 - iii. Dumping of any refuse, debris, trash or litter brought as such from private property.
 - iv. Depositing any body waste except into receptacles provided for that purpose.
- d. *Pets*: Bringing in or possessing an animal, other than a seeing eye dog, is prohibited unless it is crated, caged, or upon a leash not longer than six feet (6'), or otherwise under physical control of the owner.
- e. *Campfires*: Obey fire restrictions. Within Camping Parking Area, build only fires in rings, stoves, grills, or fireplaces provided for that purpose. The following are **prohibited** in the Camping Parking Area:
 - i. Carelessly or negligently throwing or placing any ignited substance or other substance that may cause a fire.
 - ii. Causing timber, trees, slash, brush or grass to burn except as authorized by permit.
 - iii. Leaving a fire without completely extinguishing it.
 - iv. Causing and failing to maintain control of a fire that damages the Village property.
 - v. Building, attending, maintaining, or using a campfire without removing all flammable material from around the campfire adequate to prevent its escape.
- f. *Fireworks and Firearms*: The following are **prohibited** in the Camping Parking Area:
 - i. Possessing, discharging or using any kind of firework.
 - ii. Discharging a firearm or any other implement capable of taking human life, causing injury, or damaging property.
- g. *Noise and Conduct*: The following are **prohibited** in the Camping Parking Area:
 - i. Engaging in fighting.
 - ii. Addressing any offensive, derisive, or annoying communication to any other person who is lawfully present when such communication has a direct tendency to cause acts of violence by the person whom, individual, the remark is addressed.
 - iii. Making statements or other actions directed toward inciting or producing imminent lawless action and likely to incite or produce such action.

- iv. Causing public inconvenience, annoyance, or alarm by making unreasonably loud noise.
- v. Operating or using in or near a campsite any device which produces noise, such as a radio, television, musical instrument, motor or engine in such a manner and at such a time so as to unreasonably disturb any person.
- h. *Vehicle Operation*: The following are **prohibited** at the Camping Parking Area:
 - i. Operating or parking a motor vehicle or trailer except in places developed or designated for this purpose.
 - ii. Operating a motorbike, motorcycle, or other motor vehicle for any purpose other than entering or leaving the site.
 - iii. Placing a vehicle or other object in such a manner that it is an impediment or hazard to the safety or convenience of any person.
 - iv. Violating the load, weight, height, length, or width limitations prescribed by State law except by special-use authorization.
 - v. Blocking, restricting, or otherwise interfering with the use of any road, street, or alleyway.
- i. *Other Restrictions*: The following are **prohibited** at the Camping Parking Area:
 - i. Occupying a single camping unit by more than six (6) persons and a double unit by more than 12 persons.
 - ii. Failing to remove all camping equipment or personal property when vacating the site.
 - iii. Occupying any portion of the site for other than recreation purposes.
 - iv. Placing, maintaining, or using camping equipment except in a place specifically designated or provided for such equipment.
 - v. Leaving camping equipment unattended for more than twenty-four (24) hours without permission.
 - vi. Being publicly nude.
 - vii. Possessing, storing or transporting cannabis plant or plants or any substance derived from the manufacturing of cannabis plant or plants.
 - viii. Possession of a controlled substance unless obtained by the possessor directly, or pursuant to a valid prescription or order, from a practitioner acting in the course of professional practice or otherwise allowed by Federal or State law.
 - ix. Constructing, placing or maintaining any kind of structure, fence, enclosure, communication equipment, significant surface disturbance, or other improvement.
 - x. Abandoning any personal property.
 - xi. Damaging and leaving in a damaged condition any such camping slot, road, street, alleyway or segment thereof.

6. Fees. For the Camping Parking Area, a permit is required for all camping trailers, fifth-wheel trailers, motor homes, park model recreational vehicles, recreational vehicles, travel trailers, truck campers, or conversion vans. The permit can be obtained at the office of the Village Clerk. The permit fees are as follows:

Nightly.....	\$20.00
Monthly	\$550.00

7. Penalty Provisions. Any person, and any person’s agent or servant, who violates any of the provisions of this Resolution shall be subject to each and all of the following: (a) the penalty provisions set forth in Chapter 5, Article 5 of the Bertrand Municipal Code; (b) the nuisance remedies referred to in Chapter 5, Article 5 of the Bertrand Municipal Code, (c) the vehicle removal remedies set forth in Chapter 5, Article 3 of the Bertrand Municipal Code, and/or (d) revocation of privileges as to future use of the Camping Parking Area.

8. Effective Date. This Resolution, and all provisions hereof, shall become effective upon the 12th day of December, 2023. This Resolution, and all provisions hereof, hereby replace and supersede any resolution previously adopted.

PASSED AND APPROVED THIS 12TH DAY OF DECEMBER 2023.

On a motion by Dahlgren, seconded by Schroeder, Resolution No. 515 regarding the Village Truck Parking Area was approved. Voting Aye, Dahlgren, Schroeder, Wilcox. Evans and McNierney absent. The Resolution reads as follows:

RESOLUTION NO. 515

of the

VILLAGE OF BERTRAND, NEBRASKA

WHEREAS, THE BOARD OF TRUSTEES OF THE VILLAGE OF BERTRAND, NEBRASKA, DEEMS IT ADVISABLE TO ESTABLISH A SPECIFIC TRUCK PARKING AREA WITHIN THE MUNICIPAL LIMITS OF THE VILLAGE OF BERTRAND, NEBRASKA.

NOW, THEREFORE, BE IT RESOLVED BY THE CHAIRMAN AND BOARD OF TRUSTEES OF THE VILLAGE OF BERTRAND, NEBRASKA, AS FOLLOWS:

1. There is hereby established a Truck Parking Area within the corporate limits of the Village of Bertrand, Nebraska, the location of which is as follows:
Lots Seven (7) through Fourteen (14), inclusive, in the Original Town of Bertrand, Phelps County, Nebraska; which property is identified by the Phelps County Assessor as Parcel ID No. 0003929.00
The Truck Parking Area is bounded by: Kennett Street on the south, Minor Avenue on the west, Know Street on the north, and an alleyway on the east.
2. All truck operators shall use such parking area for all truck parking within the corporate limits of the Village except to the extent specifically authorized otherwise by Ordinance or Resolution of the Board of Trustees.
3. The Truck Parking Area designated above shall be limited to the parking of trucks and truck-tractors that are operable, licensed, and insured (with or without trailers attached). The designated Truck Parking Area is not being established for long-term truck parking. Therefore, the parking of a truck or truck-tractor within the designated Truck Parking Area shall not exceed seven (7) consecutive calendar days.
4. Definitions. For purposes of this Resolution, the definition found herein shall be used:
Trailer. Trailer shall mean any vehicle, with or without motive power, designed for carrying persons or property and for being drawn by a motor vehicle and so constructed that no part of its weight rests upon the towing vehicle.
Truck. Truck shall mean any motor vehicle designed, used, or maintained primarily for the transportation of property.
Truck-tractor. Truck-tractor shall mean any motor vehicle designed and primarily used for drawing other vehicles and not so constructed as to carry a load other than a part of the weight of the vehicle and load so drawn.
5. Miscellaneous Provisions. The following miscellaneous provisions are a material part of this Resolution and all parties who use the Truck Parking Area shall be subject to said provisions:
 - a. The Truck Parking Area shall not be used for the purposes of servicing, repairing, and/or providing other maintenance to or for the equipment being parked within such Area except as may be necessary in emergencies such as to remedy leakage occurring from such equipment.
 - b. The users of the Truck Parking Area shall be responsible for the prompt and property clean-up of all leaks of substances allowed to be placed upon the Area by such users.
 - c. The users of the Truck Parking Area shall be responsible for the prompt and proper removal of all contaminants from the Area that were allowed to be placed thereon by such users.
 - d. The Village assumes no liability for any accidents or other mishaps occurring upon or within the Truck Parking Area and the use of the Truck Parking Area is conditioned upon the users' waiver, release, hold harmless, and indemnification of the Village, with respect to any such accident or other mishaps as well as any damages resulting therefrom.
 - e. Anyone who uses the Truck Parking Area is deemed to have accepted and agreed to be bound by all provisions of this Resolution as a condition to the use of the Area.
6. Fees. For the Truck Parking slots that contain electrical hookups, a fee of Forty Dollars (\$40.00) per month is required for the use of electricity. This fee will only apply from December 1st through March 31st of the calendar year. Electrical hook ups will be locked by the Village until the electrical fees have been paid to the Village Clerk. The renter will be responsible for securing the hook up for the allotted time the slot is rented. No fees are required if electrical hook ups are not utilized.
7. Penalty Provisions. Any person, and any person's agent or servant, who violates any of the provisions of this Resolution shall be subject to each and all of the following: (a) the penalty provisions set forth in Chapter 5, Article 5 of the Bertrand Municipal Code, (b) the nuisance remedies referred to in Chapter 5, Article 5 of the Bertrand Municipal Code, (c) the vehicle removal remedies set

forth in Chapter 5, Article 3 of the Bertrand Municipal Code, and/or (d) revocation of privileges as to future use of the Truck Parking Area.

8. Effective Date. This Resolution, and all provisions hereof, shall become effective upon the 12th day of December, 2023. This Resolution, and all provisions hereof, hereby replace and supersede Resolution No. 343 previously adopted on December 13, 2016.

PASSED AND APPROVED THIS 12TH DAY OF DECEMBER 2023.

On a motion by Dahlgren, seconded by Schroeder, the Regular meeting for January was rescheduled for January 18, 2024 at 6:00 PM. Voting Aye, Dahlgren, Schroeder, Wilcox. Evans and McNierney absent.

On a motion by Dahlgren, seconded by Schroeder, the Village employees were give a \$300 year-end incentive. Voting Aye, Dahlgren, Schroeder, Wilcox. Evans and McNierney absent.

On a motion by Schroeder, seconded by Wilcox, the Special Designated Liquor license request from the Blue Moose Bar and Grill to host a New Year's Eve party at the Blue Moose on December 31, 2023 was approved. Voting Aye, Schroeder, Wilcox, Dahlgren. Evans and McNierney absent.

On a motion by Dahlgren, seconded by Schroeder, the Demo Permit request from Travis Kuck to demolish the existing detached garage at 507 Melbourne Avenue was approved. Voting Aye, Dahlgren, Schroeder, Wilcox. Evans and McNierney absent. On a motion by Schroeder, seconded by Dahlgren, the Building Permit request from Travis Kuck to construct a 30'x25'x9' detached garage at 507 Melbourne Avenue was approved. Voting Aye, Schroeder, Dahlgren, Wilcox. Evans and McNierney absent.

James Nelson, Village Ordinance Officer, gave his report to the Board. He informed the Board that the Village Attorney has been contacted by the attorney of a resident regarding the towing of personal property from the Truck Parking Area and the abatement of his personal residence. He also informed the Board that a dog complaint issue has been turned over to the Phelps County Sheriff's Department. On a motion by Schroeder, seconded by Dahlgren, the following properties were abated: 2023-BERT-8001 and 2023-BERT-8002. Voting Aye, Schroeder, Dahlgren, Wilcox. Evans and McNierney absent. On a motion by Dahlgren, seconded by Schroeder, Resolution No. 516 to declare property 2016-BERT-1011 a nuisance property was approved. Voting Aye, Dahlgren, Schroeder, Wilcox. Evans and McNierney absent. The Resolution reads as follows:

**RESOLUTION NO. 516
of the
VILLAGE OF BERTRAND, NEBRASKA
DECLARED NUISANCE**

The Chairperson and Village Board of Trustees for the Village of Bertrand (hereinafter the Village), in regular session assembled at the Village Office Building in Bertrand, Nebraska on this 12th day of December, 2023, hereby resolve as follows:

WHEREAS, the Village of Bertrand desires to declare Nuisances pursuant to the Village Code of Ordinances, Ordinance No. 649-01, Articles 1 and 2.

NOW THEREFORE:

BE IT RESOLVED that the following property located within the nuisance jurisdiction of the Village of Bertrand, Nebraska has been submitted to the Village Board at its regular meeting on December 12, 2023, to wit:

2016-BERT-1011	BERTRAND THIRD ADDITION, LOTS 5-6, BLOCK 1
----------------	--

BE IT FINALLY RESOLVED, that the Village shall proceed as determined under the administrative procedure of Ordinance No. 649-01, Article 3(A).

INTRODUCED AND PASSED THIS 12TH DAY OF DECEMBER 2023.

On a motion by Dahlgren, seconded by Schroeder, Resolution No. 517 to declare property 2023-BERT-8004 a nuisance property was approved. Voting Aye, Dahlgren, Schroeder, Wilcox. Evans and McNierney absent. The Resolution reads as follows:

**RESOLUTION NO. 517
of the
VILLAGE OF BERTRAND, NEBRASKA
DECLARED NUISANCE**

The Chairperson and Village Board of Trustees for the Village of Bertrand (hereinafter the Village), in regular session assembled at the Village Office Building in Bertrand, Nebraska on this 12th day of December, 2023, hereby resolve as follows:

WHEREAS, the Village of Bertrand desires to declare Nuisances pursuant to the Village Code of Ordinances, Ordinance No. 649-01, Articles 1 and 2.

NOW THEREFORE:

BE IT RESOLVED that the following property located within the nuisance jurisdiction of the Village of Bertrand, Nebraska has been submitted to the Village Board at its regular meeting on December 12, 2023, to wit:

2023-BERT-8004	BERTRAND ORIGINAL TOWN, LOT 10, BLOCK 20
----------------	--

BE IT FINALLY RESOLVED, that the Village shall proceed as determined under the administrative procedure of Ordinance No. 649-01, Article 3(A).

INTRODUCED AND PASSED THIS 12TH DAY OF DECEMBER 2023.

On a motion by Dahlgren, seconded by Schroeder, Resolution No. 518 to declare property 2023-BERT-8006 a nuisance property was approved. Voting Aye, Dahlgren, Schroeder, Wilcox. Evans and McNierney absent. The Resolution reads as follows:

**RESOLUTION NO. 518
of the
VILLAGE OF BERTRAND, NEBRASKA
DECLARED NUISANCE**

The Chairperson and Village Board of Trustees for the Village of Bertrand (hereinafter the Village), in regular session assembled at the Village Office Building in Bertrand, Nebraska on this 12th day of December, 2023, hereby resolve as follows:

WHEREAS, the Village of Bertrand desires to declare Nuisances pursuant to the Village Code of Ordinances, Ordinance No. 649-01, Articles 1 and 2.

NOW THEREFORE:

BE IT RESOLVED that the following property located within the nuisance jurisdiction of the Village of Bertrand, Nebraska has been submitted to the Village Board at its regular meeting on December 12, 2023, to wit:

2023-BERT-8006	BERTRAND KEOPPLE'S 1 ST ADDITION, S.1/2 LOT, BLOCK 1
----------------	---

BE IT FINALLY RESOLVED, that the Village shall proceed as determined under the administrative procedure of Ordinance No. 649-01, Article 3(A).

INTRODUCED AND PASSED THIS 12TH DAY OF DECEMBER 2023.

On a motion by Dahlgren, seconded by Schroeder, Resolution No. 519 to declare property 2023-BERT-8007 a nuisance property was approved. Voting Aye, Dahlgren, Schroeder, Wilcox. Evans and McNierney absent. The Resolution reads as follows:

**RESOLUTION NO. 519
of the
VILLAGE OF BERTRAND, NEBRASKA
DECLARED NUISANCE**

The Chairperson and Village Board of Trustees for the Village of Bertrand (hereinafter the Village), in regular session assembled at the Village Office Building in Bertrand, Nebraska on this 12th day of December, 2023, hereby resolve as follows:

WHEREAS, the Village of Bertrand desires to declare Nuisances pursuant to the Village Code of Ordinances, Ordinance No. 649-01, Articles 1 and 2.

NOW THEREFORE:

BE IT RESOLVED that the following property located within the nuisance jurisdiction of the Village of Bertrand, Nebraska has been submitted to the Village Board at its regular meeting on December 12, 2023, to wit:

2023-BERT-8007	BERTRAND ORIGINAL TOWN, N1/2 LOT 8, LOT 9, S25' LOT 10, BLK 12
----------------	--

BE IT FINALLY RESOLVED, that the Village shall proceed as determined under the administrative procedure of Ordinance No. 649-01, Article 3(A).

INTRODUCE AND PASSED THIS 12TH DAY OF DECEMBER 2023.

On a motion by Dahlgren, seconded by Schroeder, Resolution No. 520 to declare property 2023-BERT-8008 a nuisance property was approved. Voting Aye, Dahlgren, Schroeder, Wilcox. Evans and McNierney absent. The Resolution reads as follows:

RESOLUTION NO. 520
of the
VILLAGE OF BERTRAND, NEBRASKA
DECLARED NUISANCE

The Chairperson and Village Board of Trustees for the Village of Bertrand (hereinafter the Village), in regular session assembled at the Village Office Building in Bertrand, Nebraska on this 12th day of December, 2023, hereby resolve as follows:

WHEREAS, the Village of Bertrand desires to declare Nuisances pursuant to the Village Code of Ordinances, Ordinance No. 649-01, Articles 1 and 2.

NOW THEREFORE:

BE IT RESOLVED that the following property located within the nuisance jurisdiction of the Village of Bertrand, Nebraska has been submitted to the Village Board at its regular meeting on December 12, 2023, to wit:

2023-BERT-8008	BERTRAND ORIGINAL TOWN, N1/2 LOT 11, LOT 12, BLOCK 20
----------------	---

BE IT FINALLY RESOLVED, that the Village shall proceed as determined under the administrative procedure of Ordinance No. 649-01, Article 3(A).

INTRODUCE AND PASSED THIS 12TH DAY OF DECEMBER 2023.

Matt Gregg, Utilities Superintendent, gave his report to the Board. On a motion by Dahlgren, seconded by Schroeder, the construction of new picnic shelters at the Village Park was approved. Voting Aye, Dahlgren, Schroeder, Wilcox. Evans and McNierney absent. He informed the Board that Johnson Service Company will have to upsize the pump at the sewer lagoon. They are submitting the permit to the State and there will be a change order for this project at the following meeting.

Lori Vinzant, Village Clerk/Treasurer, gave her report to the Board. She explained some issues that the staff were having with the food pantry. She has asked that the food pantry be limited to Bertrand residents only. The Board agreed to leave it at the staff's discretion.

The meeting adjourned at 6:58 PM.

Lori Vinzant, Village Clerk/Treasurer

TJ Wilcox, Chairman of the Board