

**Village Of Manley
Board of Trustees Regular Meeting
September 13, 2018**

The Regular Meeting of the Village of Manley Board of Trustees was called to order on September 13, 2018 by Chairman Betty Meyer at 7:01 PM at the Manley Community Center. Roll call was taken and members present were Betty Meyer, Mickey Dalton, Tim Glas, Denise Swenson and Adam Zierott along with Village Clerk Jolene Dalton, CPA Steve Rischel and one guest. A copy of the Open Meeting Act is posted in the meeting room for review. The Code of Conduct for Municipalities was read by Chairman BMeyer. Notice of this meeting was posted on our website and in the bulletin boards on the Fire House & Post Office.

Agenda After a request to pull the Correspondence and Claims, DSwenson moved & TGlaser seconded to approve the amended Agenda. Roll call vote: All approved. Motion carried.

Consent Agenda items approved:

*August 1, 2018 **Minutes**

*August 2018 **Water Clerk Report**

*August 2018 **Treasurer's Report**

*August 2018 **Village Clerk's Report** – Received 7(8?) signs from Becky Smart/T.E.A.M. about our Tobacco-Free Ordinance. MDalton hung them up around our Community Center & Park in time for Pillage the Village; Scheduled Blake Birkel from JEO to visit with the Board at the October 11th Board meeting about problems we are having with our water (& sewer) infrastructure and possible solutions; Attended SEACA luncheon/meeting in Beatrice on August 16th; Received pymt from Greenway Environmental for Manley water used in their Hydrovac Truck plus a \$100.00 donation for our Park, which was deposited in the Community Center Account as a general donation.

***Misc Monthly Reports** –

Water Specialist - Jack Faubion - The results of the water sample for the month of July had no violations; The August water sample did not meet the bacteriological standards so he had to re-take three samples, which had no violations.

811 Locate Calls - Betty Meyer - One new and 11 repeat requests.

Sewer/Lagoons - Betty Meyer - Contracted with Midwest Laboratories to complete an Influent Wastewater Test; Spoke to Jamey Nixon about spraying the weeds in the rip-rap around all three of the lagoons with a sterilant.

Highway #1 Construction Water Usage - Betty Meyer - The water crew has completed their part of the highway resurfacing and has removed all of their equipment from Manley.

Manley Street Annual Maintenance - Betty Meyer - Paul Lovell, NL Driveway, will be re-assessing the streets that we agreed would be re-coated and will plan to complete work before the end of September.

Planning Commission for the Village of Manley - Betty Meyer - The five members approved by the Manley Village Board were sworn in on August 28, 2018 and have elected Heath Lindsey to be Chairperson, Hope Hibler-Vice Chairperson, Leonard Stohlmann-Secretary, Richard Fox-Member, Jodi Tapp-Member.

Berneice Hopper Foundation Grant - Betty Meyer – Have not received the money to date.

(Note: The Monthly Reports accepted &/or approved with the approval of the Agenda will be attached to the official copy of these minutes.)

2018/19 Budget – Steve Rischel from Rischel & Pfeifer, P.C. distributed copies of Manley's proposed Budget for 2018-19, explained the document & answered questions about it. After discussion, the following Resolution was presented for approval:

Resolution No. 18-04

WHEREAS, Nebraska Revised Statute 77-1601.02 provides that the property tax request for the prior year shall be the property tax request for the current year for purposes of the levy set by the County Board of Equalization unless the Village Board of the Village of Manley passes by a majority vote a resolution or ordinance setting the tax request at a different amount; and

WHEREAS, a special public hearing was held as required by law to hear and consider comments concerning the property tax request; and

WHEREAS, it is in the best interests of the Village of Manley that the property tax request for the current year be a different amount than the property tax request for the prior year;

NOW, THEREFORE, the Village Board of the Village of Manley, by a majority vote, resolves that:

1. The 2018-2019 property tax request be set at \$29,069.00.
2. The budget limit for 2018-2019 is set using the base limitation percent increase of 2.5% and is approved by this resolution.
3. A copy of this resolution is to be forwarded to the County Clerk prior to October 13, 2017, as part of the Village's budget.
4. The 2018-2019 budget, as a whole, is approved including the budgeted expenditures of \$271,507.50.

TGlas moved & DSwenson seconded to adopt the Resolution of a 2.5% levy increase with taxes requested of \$29,069.00. A roll call vote was taken. Voting for the Resolution: Betty Meyer, Mickey Dalton, Tim Glas, Denise Swenson, and Adam Zierott. Voting against the Resolution: none.

Steve Rishel was then excused from the meeting.

***Correspondence –**

Received notice about a Southeastern NE Risk Management Seminar in Auburn, NE on November 1, 2018. After discussion, AZierott moved & TGlas seconded to pay the \$20.00 registration fee (prior to October 15th) for any Board member & our Clerk to attend. Roll call vote: All approved. Motion carried.

Received clarification about the status of moving Cass County to MAPA (as opposed to SENDD). The Board agreed to continue our membership with SENDD.

Received an email from the League of NE Municipalities regarding online sales taxes. JDalton will call the League Office to find out the steps for implementing a Manley sales tax.

***Claims** - Black Hills Energy for CommCtr-\$23.84 & Fire House-\$21.98; DHHS for water testing-\$205.00; OPPD for Fire House&CommCtr-\$182.74, Sewer-\$47.63, Water-\$28.00 & Street Lights-\$341.58; RWD #3 for water-\$613.35; WWPS Bldg Fund for CommCtr payment-\$350.00; Windstream for CommCtr-\$94.96 & Fire House-\$97.95; WireBuilt for website maint-\$50.00; Manley Hwy Acct for matching trsf from Sewer Acct-\$136.00 & Water Acct-\$136.00; JDalton for 53-1/4 hr Aug Village Clerk wages-\$613.17; Jack Faubion for Aug & Sept Water Specialist, mileage & postage-\$321.75; Farmers & Merchants Bank for new CommCtr checks-\$22.35; Access Elevator & Lift for VPL balance-\$7,682.40; BrandSafway for VPL scaffolding balance-\$12.43; Cheyenne Ackman for PTV D.J.-\$100.00; Expressions for Your Image for PTV t-shirts-\$982.00; Zach Lutz for PTV umpire-\$150.00; Craig Cannon for PTV umpire-\$150.00; Dave Ortlieb for PTV ribs & supplies-\$585.11; MDalton for VPL expenses-\$3,205.11; Scott Lynam for VPL labor-\$336.00; Forms Associates Co for PTV programs-\$132.00; Cassgram for PTV advertising-\$188.00; NE City News-Press for PTV advertising-\$187.08; Lincoln Journal Star for PTV advertising-\$176.12; BrandSafway Solutions for VPL tax balance-\$4.96; MDalton for PTV, VPL & bath faucet-\$196.66; Betty Meyer for PTV meat, coffee & lawn games-\$207.85; Dave Ortlieb for PTV cooking-\$300.00; Becky Swenson for PTV concessions-\$30.00; DSwenson for PTV concessions-\$275.55; St. Patrick's Altar Society for PTV concessions-\$366.90; Farmers & Merchants Bank for safe deposit box rental-\$20.00; MDalton for equip maintenance & stamps-\$94.93; Meeske Auto Parts for equip maintenance-\$76.19; DSwenson for mulch-\$75.06; TreeRific for sterilant-\$150.00; Loftus Septic for Jul-Aug portable toilet-\$125.00; Mowen Owen's Lawn Mowing for Aug mowing-\$420.00; BMeyer for park equip, postage & memorial plant-\$221.34; SENDD for 2018-19 dues-\$275.00; and MDalton for Aug lagoon mowing-\$120.00.

A corrected list of Claims from the 8/1/18 meeting was presented by JDalton. The following corrections were explained: Black Hills Energy for CommCtr-\$16.36 (instead of \$24.14) and Fire House-\$14.49 (instead of \$22.27); and dates for the WWPS Bldg Fund-8/1 (instead of 7/2), and Wire Built & two Manley Hwy Acct trsfs-Aug (instead of July).

MDalton moved & TGlas seconded to accept the Correspondence and Claims. Roll call vote: All approved.

Motion carried.

Public Forum

Laura Glas shared an email she received from a friend about the positive experience she had at Pillage the Village. JDalton shared compliments she received about the event when she delivered a t-shirt to one of our sponsors.

The need for more speed limit (at least at each entrance to the Village), “kids at play”, & replacement stop signs was discussed. We will investigate availability & cost.

We have received notification that the Clerk from Pilger, NE is coming to Unadilla on Sept. 25th to give a presentation on when the tornado ripped thru Pilger a couple of years ago. JDalton reported that this very informative presentation about the disaster was given at the 2017 Clerk’s School - what should be done prior to, during & after an emergency – and recommended Board members attend, if possible.

JDalton reported that we have received notice about changes in our insurance policy, which is renewing on November 5th. The Board asked Jolene to contact our agent & discuss with her if any of these changes are significant, what will be the new premium, and if she felt we need her to come & explain the changes.

The Plowman family is renting the Community Center for Dale Plowman’s funeral luncheon. After discussion, MDalton moved & AZierott seconded that we let them use the Community Center for no charge for this function. Roll call vote: All approved. Motion carried.

Unfinished Business

Nuisance Violation Letters – TGlas & AZierott reported that they have not scheduled a time yet to visit with Justin Backhaus about his property; AZierott will discuss the camper located at 209 Broadway with the residents; BMeyer will find out the status of the house at 105 Locust from the owner.

Vertical Platform Lift – MDalton gave an update on the Lift. We have received details about an optional Maintenance Contract on the Lift that will have to be considered next month.

Pillage the Village – JDalton distributed the financial report to date & a report on the event that will be sent to the residents.

Louisville Area Foundation – DSwenson still getting details & will report next month.

New Business

Planning Commission Recommendation – After discussion, DSwenson moved & TGlas seconded that the recommendation of the Manley Planning Commission to allow only the land described as NW1/4 in NW 1/4 of Sec. 15, T 11, R 11 in Cass County, Nebraska to be entered into a Conservation Easement as per the Will of Minerva Anson be approved. Roll call vote: All approved. Motion carried.

Annexation Procedure – BMeyer briefly explained the procedure needed to begin annexation of 12 parcels, approximately 22.0 acres, in S1/2 SE1/4 Sec. 15, T 11, R 11 in Cass County, Nebraska. She will contact Steve Parr at JEO to discuss & set up a meeting.

Building Permit – After discussion, TGlas moved & AZierott seconded that the Board affirm the building permits granted by our Zoning Administrator to Lacey Ferris (207 Locust) for a garden shed and Wayne Spangler (310 Main) for a garage. Roll call vote: All approved. Motion carried.

Neglected Building Ordinance – JDalton distributed copies of the Beatrice, NE Neglected Building Ordinance which they sent to us. The Board is to review & discuss next month.

JDalton recused herself from the meeting for the following discussion:
Village Clerk Evaluation – After discussion, DSwenson moved & TGlas seconded to retain Jolene Dalton as Clerk for the next fiscal year (2018-19) as per previous terms. Roll call vote: MDalton-abstain, TGlas-yes, BMeyer-yes, DSwenson-yes, AZierott-yes. Motion carried.

JDalton returned to the meeting.

Adjournment TGlas moved & AZierott seconded to adjourn the meeting at 8:56 PM. Roll call vote: All approved. Motion carried.

Jolene Dalton
Village Clerk

Date of Approval

*Copies of the minutes and reports are on file at the Manley Village Office and are available for review upon request. Minutes of the meeting can also be viewed at www.manleyne.com.

*In accordance with Federal law and U.S. Department of Agriculture policy, this institution is prohibited from discriminating on the basis of race, color, national origin, sex, religion, age, disability, marital or familiar status. (Not all prohibited bases apply to all programs.)