

VILLAGE OF MURRAY, NEBRASKA
September 10, 2019

The Murray, Nebraska Board of Trustees met in regular session on Tuesday, September 10, 2019, at 7:00 pm in the Murray Municipal Building. Present: Trustees: Stan Flak, Brian Coffman, Jeff Anderson, Theresa Sallach, and George Blessing; Village Clerk Shelli Hayes; attending: guests.

Notice of the meeting was given in advance thereof by posting in (3) three public places as shown by the certificate attached to these minutes. Notice of the meeting was simultaneously given to the Chairman and all members of the Board of Trustees. Their acknowledgement of receipt of notice and agenda is attached to these minutes. All proceedings thereafter were taken while the convened meeting was open to the attendance of the public.

Chairman Flak called the meeting to order at 7:00 PM and informed the audience of the location of the open meetings act poster.

Approval and/or correction of the minutes of the August 13, 2019 regular meeting; Motion by Coffman, seconded by Anderson to approve the minutes of the August meeting; ayes: Coffman, Anderson, Blessing, Sallach, Flak; motion carried.

Treasurers Report. Motion by Blessing, seconded by Coffman to acknowledge receipt of the Treasurer's report; ayes: Coffman, Anderson, Blessing, Sallach, Flak; motion carried.

Claims approval. Discussion about Savage Plumbing claim; Motion by Blessing, seconded by Anderson to pay the claim for 5 hours of labor minus the bags of cement; ayes: Coffman, Anderson, Blessing, Sallach, Flak; motion carried. Motion by Coffman, seconded by Anderson to approve the claims as revised including the change to Savage Plumbing's claim; ayes: Coffman, Anderson, Blessing, Sallach, Flak; motion carried.

Maintenance Report.

Planning Commission Report. Chairperson Ericka Olson reported that the first Planning Commission meeting was held at 6:00 pm this evening, and the next meeting is scheduled for October 22, 2019, at 7:00 pm, and continuing at 6:00 pm the same night as the board meeting, the 2nd Tuesday of each month, beginning in November. Olson stated that on their agenda tonight was a request for a Special Use Permit from George Collins for a storage container; the Planning Commission recommends a denial, but this item will be on the Trustees agenda for October to allow sufficient time for the board members to research the application.

Olson advised the Planning Commission recommends an amendment to Ordinance 150.22, removing the \$2,500 threshold for duplicate permits being forwarded to Cass County Assessor and Zoning, to include all building permit applications regardless of the amount of the project. Chairman Flak stated this recommendation will be an agenda item next month for discussion and vote.

Motion by Blessing, seconded by Coffman to formally approve Resolution 19-08 to renew the LARM agreement as approved at the August 13, 2019, meeting; ayes: Coffman, Anderson, Blessing, Sallach, Flak; motion carried.

Budget Hearing 2019-2020. Motion by Coffman, seconded by Sallach to open the budget hearing at 7:35 pm; ayes: Coffman, Anderson, Blessing, Sallach, Flak; motion carried.

Motion by Blessing, seconded by Sallach to close the budget hearing at 7:42 pm; ayes: Coffman, Anderson, Blessing, Sallach, Flak; motion carried.

Chairman Flak introduced and read by title Ordinance #601 AN ORDINANCE ADOPTED BY THE VILLAGE OF MURRAY, CASS COUNTY, NEBRASKA TO ADOPT THE BUDGET

STATEMENT TO BE TERMED THE ANNUAL APPROPRIATION BILL; TO APPROPRIATE SUMS FOR NECESSARY EXPENSES AND LIABILITIES; TO PROVIDE FOR AN EFFECTIVE DATE. Motion by Coffman, seconded by Blessing to suspend the three required statutory readings of Ordinance #601; ayes: Coffman, Anderson, Blessing, Sallach, Flak; motion carried. Motion by Blessing, seconded by Sallach to adopt, post and publish in pamphlet form Ordinance #601; ayes: Coffman, Anderson, Blessing, Sallach, Flak; motion carried.

Motion by Coffman, seconded by Sallach to open the levy hearing at 7:43 pm; ayes: Coffman, Anderson, Blessing, Sallach, Flak; motion carried. Motion by Blessing, seconded by Sallach to close the levy hearing at 7:46 pm; ayes: Coffman, Anderson, Blessing, Sallach, Flak; motion carried.

Motion by Blessing, seconded by Coffman to approve the 1% restricted fund increase; ayes: Coffman, Anderson, Blessing, Sallach, Flak; motion carried.

Motion by Sallach, seconded by Coffman to adopt Resolution #19-13 Set the Property Tax Levy; ayes: Coffman, Anderson, Blessing, Sallach, Flak; motion carried.

Hearing, 1 & 6 Year Road and Street Plan. Motion by Coffman, seconded by Anderson to open the hearing for the 2019-2020 One & Six Year Road and Street Plan at 7:49 pm; ayes: Coffman, Anderson, Blessing, Sallach, Flak; motion carried. Motion by Blessing, seconded by Coffman to close the hearing at 7:51 pm; ayes: Coffman, Anderson, Blessing, Sallach, Flak; motion carried.

Motion by Anderson, seconded by Coffman to adopt Resolution #19-09, adopting the 1 & 6 Year Road and Street Plan; ayes: Coffman, Anderson, Blessing, Sallach, Flak; motion carried.

Motion by Sallach, seconded by Blessing to adopt Resolution #19-14, Municipal Annual Certification of Program Compliance To Nebraska Board Of Public Roads Classifications and Standards 2019; ayes: Coffman, Anderson, Blessing, Sallach, Flak; motion carried.

Nuisance Hearing. Motion by Blessing, seconded by Sallach to open nuisance hearing for 409 E Campbell at 7:52 pm; ayes: Coffman, Anderson, Blessing, Sallach, Flak; motion carried. Motion by Blessing, seconded by Sallach to close nuisance hearing at 7:53 pm; ayes: Coffman, Anderson, Blessing, Sallach, Flak; motion carried.

Motion by Sallach, seconded by Coffman to proceed to abate property at 409 E Campbell; ayes: Coffman, Anderson, Blessing, Sallach, Flak; motion carried. Motion by Coffman, seconded by Anderson to adopt Resolution #19-10 to abate the property at 409 E Campbell; ayes: Coffman, Anderson, Blessing, Sallach, Flak; motion carried.

Nuisance Hearing. Motion by Anderson, seconded by Coffman to open nuisance hearing for 109 N Latta at 7:54 pm; ayes: Coffman, Anderson, Blessing, Sallach, Flak; motion carried. Motion by Coffman, seconded by Anderson that the nuisance has been corrected and to close nuisance hearing at 7:56 pm; ayes: Coffman, Anderson, Blessing, Sallach, Flak; motion carried.

Nuisance Hearing. Motion by Coffman, seconded by Anderson to open nuisance hearing for 202 E Campbell at 7:57 pm; ayes: Coffman, Anderson, Blessing, Sallach, Flak; motion carried. Motion by Coffman, seconded by Anderson that the nuisance has been corrected and to close nuisance hearing at 7:58 pm; ayes: Coffman, Anderson, Blessing, Sallach, Flak; motion carried.

Motion by Coffman, seconded by Sallach to proceed with 2nd Notice of Nuisance to the owner of the lot located at Latta & Hwy 1 (Potter); ayes: Coffman, Anderson, Blessing, Sallach, Flak; motion carried.

Ericka Olson spoke about her request for an amendment to the village noise ordinance to specify the time between 11:00 pm and 7:00 am. Chairman Flak advised he would like to meet with Mrs. Olson to discuss the specifics of a revised ordinance, to which she was agreeable.

Chairman Flak updated the board regarding the village's decision regarding the disposition of Barry Avenue. He stated that both property owners abutting Barry Road were mailed letters from the village attorney with an offer to receive half of Barry Road at no cost. He said at this time, the attorney is waiting for responses from the property owners.

Chairman Flak updated the board regarding the property at 106 N Park, and stated there is a court date for September 16 for the Board of Appraisers report.

Chairman Flak introduced and read by title Ordinance 150.02 SWIMMING POOLS, SPAS AND HOT TUBS. "It shall be unlawful for any person to erect or construct any swimming pool, spa or hot tub in the limits of the Village of Murray without 1) obtaining, from the County Cass, the required permit; 2) providing a copy of said permit to the Village of Murray; and 3) obtaining approval from the Village that said structure is in compliance with Village laws and regulations."

Motion by Coffman, seconded by Sallach to suspend the three required statutory readings of Ordinance 150.02; ayes: Coffman, Anderson, Blessing, Sallach, Flak; motion carried. Motion by Anderson, seconded by Sallach to adopt Ordinance 150.02 Swimming Pools, Spas and Hot Tubs; ayes: Coffman, Anderson, Blessing, Sallach, Flak; motion carried.

Motion by Sallach, seconded by Anderson to enter Executive Session at 8:15 pm; ayes: Coffman, Anderson, Blessing, Sallach, Flak; motion carried.

Motion by Sallach, seconded by Anderson to exit Executive Session at 9:00 pm; ayes: Coffman, Anderson, Blessing, Sallach, Flak; motion carried.

Motion by Chairman Flak, seconded by Coffman to increase the wage of the part-time maintenance operator one dollar per hour, or \$18.00 retroactive for the hours worked since August 1st and going forward; ayes: Coffman, Anderson, Blessing, Sallach, Flak; motion carried.

Motion by Sallach, seconded by Anderson to adjourn the meeting at 9:01 pm; ayes: Coffman, Anderson, Blessing, Sallach, Flak; motion carried.

I, the undersigned Village Clerk of the Village of Murray, Nebraska, hereby certify that the foregoing is a true and correct copy of proceedings had and done by the Chairperson and the Board of Trustees of the Village of Murray to the best of my knowledge; that the agenda was kept continually current and available for public inspection at the office of the Village Clerk; that the minutes were in written form and available for public inspection within (10) working days and prior to the next convened meeting of said body; **the minutes are published in summary form, upon request a complete copy is available at the Village Office.**

Stanley D. Flak, Chairman
Shelli S. Hayes, Village Clerk

September 10, 2019		
SUPPLIER	AMOUNT	DESCRIPTION
75 Mart	653.98	fuel-July & August
Beaver Lake Assn	4,355.66	sewer fees
Black Hills Energy	13.67	natural gas
Bomgaars	96.79	supplies-bulbs,padlocks
Canon Financial Services	80.00	copier lease
Cass County Register of Deeds	78.00	lien filing fees
CCRW #1	3,702.60	water purchased
EFTPS	1,127.00	federal withholding-August
Hayes, Shelli	303.40	reimb mileage/meals-class

Howell, James or Tiffany	190.41	deposit refund
It's Your Call	235.00	clean TH & Tyson bathroom
JEO Consulting Group, Inc.	1,000.00	survey Barry Rd
Kerns Excavating	710.80	install curb stop
League of Ne Municipalities	907.00	membership dues
League of Ne Municipalities	411.00	dues utility membership
Lincoln Journal Star	103.38	publishing
Melinda D. Clarke	1,200.00	prepare budget
Michael Todd & Co.	27.80	marking flags
Meeske Hardware	40.25	keys/padlocks
Midwest Farmers Coop	323.50	fuel/weed spray
Mr. Landscape	375.00	mowing-liens
Morten Law Office	711.60	attorney fees
NE Dept Health & Human Serv	520.00	water lic-Hayes/Speck
Ne Dept of Revenue	1,242.66	sales tax-August
Ne Dept Rev	25.00	waste reduction/recycl fee
Nebraska Dept of Agriculture	175.00	license fee animal control fac.
Nebraska Pub Health EnviroLab	252.00	wtr tests
NPPD	1,433.29	electricity
One Call Concepts	16.91	locates
Petty Cash	39.44	reimb for postage
Ponca Properties LLC	200.00	deposit refund
Premier Waste Solutions	2,737.28	garbage & recycle
Ripton, Caleb	31.10	deposit refund
Savage Plumbing Inc.	1,095.50	compliance work-Tyson Park
US Post Office	125.00	postage stamps
Verizon Wireless	140.35	cell phone
Windstream	311.24	phone
Payroll	4,882.77	

Claims Total	29,874.38
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