

VILLAGE OF ANSLEY
Regular Meeting
April 6, 2020 – 6:30 p.m.

A regular meeting of the Chairperson and Board of Trustees of the Village of Ansley, Nebraska, was held via teleconference on Monday, April 6, 2020, at 6:30 p.m. Present were Fecht, Hogg, Henry, Mills, and Smith who joined at 6:36 p.m. Also present Lanette, Todd, Lance Bristol and Brian Beaumont.

Notice of this meeting was by publication one (1) time in the Custer County Chief, posting in three (3) public places; the window of the Village Clerk's Office, the windows of the Municipal Auditorium and the Ansley Post Office, and posting on the Village's website. All notices included the teleconference call in #935-9921 and access code #113533 to afford the public the opportunity to access the meeting. The teleconference meeting was held in accordance with Governor Rickett's Executive Order No. 20-03 waiving certain requirements of the Nebraska Open Meetings Act and allowing public bodies to meet by videoconference or by telephone conferencing and still be in compliance with the open meeting act. The open meeting act was also posted in the window of the Village Clerk's Office.

Trustee Hogg moved to waive reading and approve the March meeting minutes as presented. Trustee Mills seconded the motion and on roll call vote the following Trustees voted AYE: Hogg, Mills, Henry and Fecht. ABSENT: Smith. Motion carried. No members of the public requested to speak during the Public Comment section.

Trustee Hogg moved that the Village Board approve the reappointment of Brian Roberts to the Ansley Housing Authority Board of Commissioners for a 5 year term expiring 4-1-2025. Trustee Henry seconded the motion and on roll call vote the following Trustees voted AYE: Hogg, Henry, Smith, Mills and Fecht. Motion carried.

The Board reviewed and discussed a proposed Payment Arrangement Plan form for customers to complete and file with the Village to avoid disconnect and extend the time to pay utility bills. Customers will need to show they are experiencing financial disruption to personal or business income from COVID-19 circumstances. It will be the responsibility of the customer to request and file the form and their circumstances affecting income must be related to COVID-19. The form requires the customer commits to a payment amount and payment frequency. It also states that the customer is responsible for full payment of all amounts due when the COVID-19 emergency is declared over. The Clerk must review at least monthly all plans put in place to make sure the customer is adhering to the payment amount and frequency agreed upon. The Board wants disconnect notices to be sent as usual except to any customers who have a payment plan in place.

Trustee Smith moved that **the Village Board approves the Payment Arrangement Plan Request for Suspension of Utility Disconnect COVID-19 Emergency Response form** as presented reviewed and discussed at this meeting. Trustee Hogg seconded the motion and on roll call vote the following Trustees voted AYE: Smith, Hogg, Henry, Mills and Fecht. Motion carried. The Village will post the form on our website as well as in the Newsletter.

A resolution had been prepared that will prohibit **"thru truck traffic"** in Ansley for the duration of the NDOT viaduct and N 183 projects. The NDOT has reversed their position and will now allow the Village to post signs on state right-of-way declaring **"THRU TRUCK TRAFFIC PROHIBITED IN TOWN"** only for the duration of the project and as long as an enforcement ordinance or resolution is put in place. The Board had no recommendations for changes.

Trustee Hogg introduced the following Resolution and moved its adoption.

RESOLUTION 02-2020

BE IT RESOLVED BY THE CHAIRPERSON AND BOARD OF TRUSTEES OF THE VILLAGE OF ANSLEY, NEBRASKA, that:

WHEREAS , the Village of Ansley Board of Trustees may by resolution prohibit **"thru truck traffic "** when operated on any street under the jurisdiction of and for the maintenance of which the Board is responsible whenever any such street will be seriously damaged or destroyed unless the use of **"thru truck traffic"** thereon is prohibited; and

WHEREAS, NDOT Project STP-183-3(112) Ansley Viaduct; C.N. 60942 restricts normal traffic lanes with the closing of the viaduct, the one-lane access on the bridge on Hwy 183, and **"thru truck traffic"** can circumvent the posted detour routes by navigating on streets thru the Village of Ansley; and

WHEREAS, the Village of Ansley Board of Trustees has determined that it is necessary to restrict **“thru truck traffic”** on Village streets in order to protect the public safety, health and welfare and in order to protect the integrity and usefulness of said streets.

NOW THEREFORE BE IT RESOLVED BY CHAIRPERSON AND BOARD OF TRUSTEES OF THE VILLAGE OF ANSLEY, NEBRASKA that:

1. For the duration of the NDOT Project STP-183-3(112) Ansley Viaduct; C.N. 60942 **“thru truck traffic”** will be prohibited on all streets within the corporate limits of the Village of Ansley within the area bounded by Cemetery Road and the intersection of South Douglas Street and Hwy 183, including South Douglas Street, Nile Street, Main Street, Hale Street and Cemetery Road.

2. Signs shall be clearly posted at the entrance points to the above designated Village Streets indicating that such **“thru truck traffic”** is prohibited.

3. Delivery trucks to Ansley businesses are not included in this directive, can continue with regular deliveries and will be required to follow Ansley’s established Truck Route.

4. This Resolution is hereby declared to be an emergency measure necessary for the immediate preservation of Village streets, public safety, health and welfare; wherefore this Resolution shall be in full force and effect from and immediately after its passage.

Passed and approved this 6th day of April, 2020.

ATTEST:

Trenton Fecht, Chairperson

Lanette C. Doane, CMC

(Seal)

Trustee Smith seconded the motion for adoption of the resolution. The Chairperson stated the motion and the Village Clerk called the roll. On roll call the following voted in favor of passage of said motion: Hogg, Smith, Mills, Henry and Fecht. The following voted against the same: None. The Chairperson thereupon declared said motion carried and said resolution adopted.

Chairperson Fecht opened the public hearing at 7:01 p.m. to receive testimony and comments regarding consideration of vacating footage on the south side of Main Street between Belmont Street and Adrian Street. Lance Bristol reported that the Planning Commission had held their public hearing on this matter at 6:00 p.m. this evening. Based on the discussion and comments from Brian Beaumont the Planning Commission made the recommendation that the Village vacate fifteen feet (15’) of street ROW on the south side of Main Street between Belmont Street and Adrian Street. Lance also thanked the Village for their willingness to find solutions and work with builders to encourage new housing in our community. Brian Beaumont explained the reasons why he was requesting fifteen feet (15’) of ROW be vacated which would allow the new house to line up with the existing home to the east and also require a shorter driveway. Questions regarding access for utility construction, maintenance and repair were answered. With no further questions or comments Chairperson Fecht closed the public hearing at 7:09 p.m.

Written notice had been given to owners of property adjacent to the vacation of the time and place for submitting any claims for damages by reason of said vacation. No claims for damages had been received by the Village.

**ORDINANCE PASSAGE PROCEEDINGS
UNDER SUSPENSION OF RULES
Village of Ansley, Nebraska**

Trustee Mills introduced Ordinance No. 538 entitled:

AN ORDINANCE PROVIDING FOR THE VACATION OF FIFTEEN FEET (15’) OF STREET RIGHT-OF-WAY ON THE SOUTH SIDE OF MAIN STREET BETWEEN BELMONT STREET AND ADRIAN STREET IN THE VILLAGE OF ANSLEY, NEBRASKA; PROVIDING FOR THE GIVING OF NOTICE TO OWNERS OF PROPERTY ADJACENT TO THE VACATION OF SAID FOOTAGE OF THE TIME AND PLACE FOR SUBMITTING ANY CLAIMS FOR DAMAGES BY

REASON OF SAID VACATION; PROVIDING FOR THE TIME AND MANNER OF ASCERTAINMENT OF DAMAGES SUSTAINED BY THE OWNERS OF PROPERTY ADJACENT TO THE VACATION OF SAID FOOTAGE; PROVIDING FOR PERPETUAL UTILITIES EASEMENT BY THE VILLAGE OF ANSLEY, NEBRASKA, FOR CONSTRUCTION, MAINTENANCE, AND REPAIRS; PRESCRIBING THE TIME WHEN THIS ORDINANCE SHALL BE IN FULL FORCE AND TAKE EFFECT

and moved that the statutory rule requiring reading on three different days be suspended. Trustee Henry seconded the motion to suspend the rules and upon roll call vote on the motion the following Trustees voted AYE: Mills, Henry, Hogg, Fecht, Smith. The following voted NAY: None. The motion to suspend the rules was adopted by three-fourths of the Board and the statutory rule was declared suspended for consideration of said ordinance.

Said ordinance was then read by title and thereafter Trustee Hogg moved for final passage of the ordinance, which motion was seconded by Trustee Smith. The Chairperson then stated the question was "Shall Ordinance No. 538 be passed and adopted?" Upon roll call vote, the following Trustees voted AYE: Hogg, Smith, Mills, Henry, Fecht. The following voted NAY: None.

The passage and adoption of said ordinance having been concurred in by a majority of all members of the Board, the Chairperson declared the ordinance adopted, and the Chairperson in the presence of the Board signed and approved the ordinance, and the Clerk attested the passage and approval of the same and affixed her signature thereto. The ordinance is to be filed in the Village of Ansley Ordinance Record Book as a permanent record thereof.

Trustee Mills moved to publish the ordinance by publishing in pamphlet form and by posting in three public places, to-wit: the Clerk's Office, Flatwater Bank and the Ansley Post Office as required by law. Trustee Henry seconded the motion and on roll call vote the following Trustees voted AYE: Mills, Henry, Fecht, Smith, Hogg. The following voted NAY: None. Motion carried.

Discussion was held on recommendations for updates to the Employee Handbook. Under the **Drugs and Alcohol** section (page 10) it was recommended to add wording to prohibit smoking in all Village facilities and vehicles and to establish external smoking areas at least 15' away from common points of entry. Under the **Business Expenses** section clarification was made regarding reimbursement of expenses for meals and a per meal limit of \$10.00 and per day limit of \$30.00 was set. Board members agreed on these recommendations. We will continue working on wording and guidelines to cover maternity leave for the May meeting. Some ideas were presented and we will look at what other communities have in place. When a maternity leave policy is ready all three updates will be approved at the same time.

It is too early to make a decision on the swimming pool opening. We normally don't start pool prep until mid-May so we will continue to monitor what the Governor mandates after the end of April. Pool operations will be addressed on the May agenda.

Todd said he would like to start advertising for part-time seasonal help. Duties will include mowing, weed eating, spraying, and trash pickup and helping in any and all departments as needed. Trustee Henry asked the time frame for the seasonal worker and Todd estimated May to October when the growing season slows. The Board agreed to set the starting wage at \$10.00 per hour and applicants must be 18 years of age or older. An ad will be placed in the Newsletter and posted on the Village's website. Applications will be accepted until 5:00 p.m. April 27th so if interviews are necessary there will be time to set any up before the May 4th meeting.

Trying to control the duck week in the lake is going to be costly and time consuming this summer for Todd and Nate. The Village will not be opening the park restrooms, camping area or picnic shelter until further notice. Closing the playgrounds will be difficult due to the nature of the equipment. We will find out if posting signs in the park that it is **closed to the public** will be sufficient.

Todd also reported that the contractor notified him today that he plans to start the Main Street curb and gutter project tomorrow. It was also learned that we do not need an engineer for our overlay project based on the dollars being spent. We do have to advertise for 7 days prior to a bid opening and must contact at least 2 contractors for bids. Based on street measurements Todd can provide to the engineers they will give us estimated tons needed for the project and an estimated cost so the Board will have numbers to compare with the bids submitted.

Lanette read the report Bill had submitted via email.

Lanette reported the following: (1) The festival has been cancelled for this year; (2) the CAPABLE

group is still meeting but the community-wide cleanup has been indefinitely postponed pending the COVID-19 restrictions being lifted; ACE will still provide a \$200 donation to the group whenever they hold the event (3) Lanette is participating in the Governor’s weekly teleconference with municipal officials and much information is being shared about parks, pools and other government functions; (4) the Village has a resolution that was approved in November, 2017, that needs to be rescinded; this will be on the May agenda; (5) the board felt the teleconference format worked fine for our meeting and we will plan to continue using it as long as necessary.

Trustee Henry moved to approve the claims and Trustee Hogg seconded the motion. On roll call vote the following Trustees voted AYE: Henry, Hogg, Smith, Mills and Fecht. Motion carried.

GENERAL FUND			
Ace Hardware-sup	107.86	American Electric-sup	288.06
Ansley Lmbr&Supply-sup	504.84	Barco-signs	2,080.99
Capital Bus Systems-ser	99.94	Custer Co Chief-fees	76.36
Custer Federal-inv	8,920.00	Custer’s Last Stop-fuel	415.96
DOE-en	683.10	Lanette Doane-ins/mlg/cell	294.81
Dutton-Lainson-sup	1,031.33	Eakes-sup	267.13
Freedom Claims-ins	230.80	Lex Solid Waste-fees	692.10
Myers Constr-millings	737.82	NCTC-ph	562.89
NE DOR-tx	4,122.31	NE Public Health Lab-test	786.00
NMPP Energy-rep/dues	1,641.99	One Call-ser	39.19
Petty Cash-sup/fees	196.94	Trotter Station-fuel	788.00
Union Bank-inv	1,500.00	Village-util	2,888.88
Jason White-fees	158.33	Yanez Service-fuel	2,199.82
eBay-part	175.68	Amazon-sup	21.29
Beaumont Ent-conc	9,448.75	CBI Cleaner-ser	21.05
NE Unemp-tx	130.47	Black Hills-util	934.54
UHC-ins	1,605.28	MEAN-en	29,019.05
AFLAC-ins	60.45	City Payroll-sal	12,670.12
Federal Tax Dep-tx	3,814.94	Todd Grant-cell	25.00
Invesco-ret	1,448.00	Bill Moser-cell	25.00
Nate Slagle-cell	25.00		

There being no further business to come before the Board Trustee Henry moved to adjourn and Trustee Mills seconded the motion. On roll call vote the following Trustees voted AYE: Henry, Mills, Smith, Hogg and Fecht. Motion carried and meeting adjourned at 8:17 p.m.

ATTEST:

Trenton Fecht, Chairperson

Lanette C. Doane, CMC

(Seal)

I, the undersigned Clerk, hereby certify that the foregoing is a true and correct copy of proceedings had and done by the Chairperson and Board of Trustees; that all of the subjects included in the foregoing proceedings were contained in the agenda for the meeting, kept continuously current and available for public inspection at the office of the Clerk and on the Village website; that such subjects were contained in said agenda for at least twenty-four hours prior to said meeting; that at least one copy of all reproducible material discussed at said meeting was available at the meeting for copying by members of the public; that the said minutes were in written form and available for public inspection within ten working days and prior to the next convened meeting of said body; that all news media requesting notification concerning meetings of said body were provided advance notification of the time and place of the meeting and the subjects to be discussed at said meeting.

(Seal)

Lanette C. Doane, CMC

