

VILLAGE OF ANSLEY
Regular Meeting
October 5, 2020 7:00 p.m.
Ansley Municipal Auditorium

A regular meeting of the Chairperson and Board of Trustees of the Village of Ansley, Nebraska, was held on Monday, October 5, 2020, at 7:00 p.m. in the Ansley Municipal Auditorium. Present were Chairperson Fecht, Trustees Hogg and Henry. ABSENT: Trustees Mills and Smith. Note: Trustee Mills participated by phone but was not eligible to participate as a board member. Trustee Smith entered at 8:18 p.m. Also present Lanette, Scott and Helen Rehfeld, Christina Bryant and Nancy Holland.

Notice of this meeting was by posting in three (3) public places, the Clerk's Office, Flatwater Bank and the Ansley Post Office and advertised one (1) time in the Custer County Chief as required by law. The notice was also posted on the Village website. Availability of the agenda was communicated in advance thereof to the Chairperson and Board of Trustees of this meeting. All proceedings hereafter shown were taken while the convened meeting was open to the public. Chairperson Fecht opened the meeting at 7:00 p.m. and verified compliance with the open meeting act. The Pledge of Allegiance was recited.

Chairperson Fecht asked those present if they wanted to comment on an agenda item, and if they all wanted to address the same issue to please select a spokesperson. Scott Rehfeld spoke for the group regarding the request that the Board consider amending Ordinance #478, Section 1, (b), to remove the restriction of chickens within the corporate limits. Comments included other cities allow chickens (not roosters); chickens cut down on grasshoppers and other insects in the yard; we are an ag community; numbers could be limited per household; the ordinance would restrict the chickens to the yard of the homeowner; they are a food source for some families. More discussion will be held when the Board gets to that specific agenda item.

Chairperson Fecht opened the public hearing at 7:08 p.m. on the application by Hoff Bros. Inc., dba Fill-N-Chill 012 for a Class D liquor license. Board members had received documentation from the application. This will be a replacement of the same class of license in the same location with different business owners. No written objections had been received and no members of the public were present to give comment or objection to the application. Chairperson Fecht closed the public hearing at 7:11 p.m.

Trustee Henry moved that the Village Board approves the application by Hoff Brothers, Inc., dba Fill-N-Chill 012 for a Class D liquor license at 79005 Hwy 2, Ansley, Custer County, Nebraska. Trustee Hogg seconded the motion and on roll call vote the following Trustees voted AYE: Henry, Hogg and Fecht. NAY: None. ABSENT: Mills and Smith. Motion carried.

A review of the Annual Certification of Program Compliance document was read. The Village held our 1 & 6 year street public hearing in February and approved the plans as submitted for street improvement projects. All plans, programs, maintenance, recordkeeping, accounting, budgeting and inventory requirements are kept in accordance with state statutes.

Trustee Henry introduced the following resolution and moved its adoption.

RESOLUTION NO. 07-2020
SIGNING OF THE MUNICIPAL ANNUAL CERTIFICATION OF
PROGRAM COMPLIANCE FORM 2020

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 Mayor or 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 the Village of Ansley is hereby authorized to sign the attached Municipal Annual Certification of Program Compliance form.

Passed and adopted this 5th day of October, 2020, at Ansley, Nebraska.

ATTEST:

Trenton Fecht, Chairperson

Lanette C. Doane, CMC

(Seal)

Trustee Hogg 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: Henry, Hogg and Fecht. NAY: None. ABSENT: Mills and Smith. The Chairperson thereupon declared said motion carried and said resolution adopted.

Clerk/Treasurer Lanette Doane's 3 year term on the LARM Board of Directors expires on 12-31-2020. Lanette has been asked and would like to run for re-election on that Board. Based on the new LARM bylaws, candidates for the LARM Board of Directors need to have approval from the governing body of their entity in order to be a candidate, or once elected, to serve on the Board. Trustee Hogg moved that the Village of Ansley Board of Trustees authorizes and supports the candidacy of Clerk/Treasurer Lanette Doane for re-election to the LARM Board of Directors. Trustee Henry seconded the motion and on roll call vote the following Trustees voted AYE: Hogg, Henry and Fecht. NAY: None. ABSENT: Mills and Smith. Motion carried.

The Board discussed agenda item #4 to give consideration on the request to amend or repeal Ordinance #478, Section 1, (b) prohibiting chickens in the corporate limits. Residents had given their input during the public comment period. The arguments for allowing chickens were restated and there was discussion between the residents and board. While board members generally did not oppose the idea of residents being able to have chickens on their properties, they explained the challenges of enforcement of ordinances in general in the absence of local policing personnel. The Village struggles to enforce dog and nuisance ordinances with no police presence in the community. Some residents would comply with no problems, others would not. Additional challenges for enforcement could include regulating the numbers, proper fencing and containment, sizes of enclosures, acceptable conditions on the property and maintenance of the property. The board thanked those in attendance for bringing the topic to the board for discussion, but decided in light of the potential enforcement challenges they would not consider amending the current ordinance. No action taken on this item.

The health committee had submitted recommendations to send "Notice to Abate" on nuisance conditions. Trustee Henry moved to authorize preparing and serving "Notice to Abate" on nuisance conditions as determined and recommended by the Board of Health. Trustee Hogg seconded the motion and on roll call vote the following Trustees voted AYE: Henry, Hogg and Fecht. NAY: None. ABSENT: Mills and Smith. Chairperson Fecht will personally serve the notices.

Trustee Smith entered the meeting at 8:18 p.m. The Board discussed an inquiry about availability of the municipal auditorium every week for a group meeting. Lanette had told the group that if the building was not rented it would be available for them to rent but because the municipal building is the biggest facility in the community for people to hold receptions, open houses, reunions, etc., guaranteeing on a regular weekly basis for the year in advance was probably not feasible. The group would need to decide if they could adjust to this uncertainty and Lanette would place the matter before the board for their decision. After discussion the consensus of the Board was that if the building was available the group is welcome to rent it but it would be based on a week to week basis and they may be subject to being bumped if the building is needed for a large community or family purpose.

Trustee Henry moved to waive reading and approve the minutes of the September 9th, 16th, and 30th meetings as presented. Trustee Smith seconded the motion and on roll call vote the following Trustees voted AYE: Henry, Smith, Fecht and Hogg. ABSENT: Mills. Motion carried.

Department Head Reports – Bill had submitted a written email report and copies were shared with the Board. Todd is working with Brian and Heidi on the installation of the new playground equipment; the crushed concrete for the park walking path has been delivered; the trolling motor on the park boat needs to be replaced so chemical can be applied in the lake for the duck weed; the contractors plan to be in Ansley at the end of the week to begin the asphalt project.

Lanette reported the following: (1) the year end income and expense report compares favorably to costs and revenues estimated for the budget; (2) one job application has been received and a copy was

given to board members; (3) Lanette will be participating in virtual webinars over the next couple of weeks for the League's Annual Conference; (4) the Section 22 study by the Army Corps of Engineers has been completed – they have set up a phone conference for Wednesday of this week to go over the report and a community meeting date will be set; (5) reminder to write-in candidates that their names will not appear on the November ballot so it will be their responsibility to get the word out to voters; (6) Game and Parks will be putting trout in the lake the week of October 19th so after Todd gets the lake treated with duck weed chemical water can be pumped into the lake; (7) the LARM members meeting and annual League meeting will be October 22nd and Lanette will participate as representative for Ansley.

Trustee Henry moved to approve claims and Trustee Fecht seconded the motion. On roll call vote the following Trustees voted AYE: Henry, Fecht, Smith and Hogg. NAY: None. ABSENT: Mills. Motion carried.

GENERAL FUND			
American Elec – sup	344.21	Ansley Lumber & Sup-sup	177.72
Capital Business-ser	109.05	Central NE Med Clinic-test	55.00
Custer Co Chief-ad/pub	166.44	Custer Federal-inv	8,920.00
Custer's-fuel	398.42	DOE-en	611.25
Lanette Doane	274.11	Dutton-Lainson-sup	1,679.20
Eakes-sup	776.17	Freedom Claims-ins	155.80
Grainger-sup	40.98	Heartland Hosting-ser	299.99
LARM-ins	46,938.00	LASWA-fees	649.05
MEAD Lumber-sup	116.46	Municipal Supply-sup	166.10
NCTC-ph	542.35	NE Dept Rev-tx	4,439.98
NE Mun Clerks' Assoc-dues	25.00	NE Public Health Lab-test	15.00
NeRWA-dues	125.00	NE Unemp Comp-cont	40.03
NMExchange-rep	4,272.68	NMPP Energy-ser	5,045.00
One Call-ser	19.58	Orscheln-sup	2.12
Rod Palmer-ref	125.00	Petty Cash-ref/sup	333.79
RR Management-fee	258.95	Trotter Grain-chem	385.03
Union Bank-inv	1,500.00	Unitech-chem	1,040.50
Village-util	1,814.75	Yanez Serv-fuel	336.63
Best Buy-ser	319.48	Black Hills-util	211.91
HireRight-test	35.70	MEAN-en	26,892.10
UHC-ins	802.64	Jason White-fees	125.00
AFLAC-ins	60.45	Payroll-sal	10,505.73
Federal Tax Dep-tx	3,283.94	Todd Grant-cell	25.00
Invesco-ret	1,489.00	Bill Moser-cell	25.00

There being no further business to come before the Board Trustee Henry moved to adjourn and Trustee Hogg seconded the motion. On roll call vote the following Trustees voted AYE: Henry, Hogg, Smith and Fecht. ABSENT: Mills. Motion carried and meeting adjourned at 8:36 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