

VILLAGE OF MURRAY, NEBRASKA
December 13, 2022

The Murray, Nebraska Board of Trustees met in regular session on Tuesday, December 13, 2022, at 7:00 pm in the Murray Municipal Building. Present: Trustees: Jeff Anderson, George Blessing, Stan Flak, Don Strong; Trustee Elect Tonya Brown; Village Clerk Shelli Hayes, Maintenance Operator Jerome Speck, Village Attorney Roger Johnson, and guests. Absent: Trustee Josh Kucera.

Notice of the meeting was given in advance thereof by posting in (3) three public places on November 28, 2022, as shown by the certificate attached to these minutes, and published in the Plattsmouth Journal Legal Notice Section on Thursday, November 17, 2022. 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 Anderson called the meeting to order at 7:00 PM, and roll call was conducted. Anderson informed the audience of the location of the Open Meetings Act poster.

Approval of the Consent Agenda including:

Approval of November 9, 2022, regular meeting minutes

Acknowledgement of receipt of the Treasurer's Report

Approval of Claims, wages, and payroll taxes (revised)

Acknowledgement and approval of Beaver Lake sewer processing fee increase of .30 for residences, .50 for businesses, and \$5.00 for school

Acknowledgement of official certification by Cass County Election Commission for November 8, 2022 election

Approval of charge above bid from Omaha Paving Co. or \$6,460.25 for additional paving work on High Street

Motion by Blessing, seconded by Flak to approve the Consent Agenda; ayes: Blessing, Flak, Strong, Anderson; motion carried.

Maintenance Report.

Motion by Flak, seconded by Blessing to approve Zito Media contract terms for internet and cable TV within the village; ayes: Blessing, Flak, Strong, Anderson; motion carried.

Motion by Blessing, seconded by Flak to approve amended contract from JEO for Water Mapping which includes a finalization date of September 30, 2023; an agreement for the annual \$500 software fee to ArcGIS Online which allows the village staff to update components of the water system as changes occur; \$14,000 project fee utilizing a \$10,000 grant from Nebraska Department of Environment & Energy for a balance payment from the village of \$4,000.00; ayes: Blessing, Flak, Strong, Anderson; motion carried.

Motion by Strong, seconded by Flak to approve amended contract from JEO for Sewer System Mapping which includes a finalization date of September 30, 2023; and a \$500 project fee payment from the village; project to be worked concurrently with Water Mapping project; ayes: Blessing, Flak, Strong, Anderson; motion carried.

Motion by Blessing, seconded by Strong to adjourn old business at 7:08 pm; ayes: Blessing, Flak, Strong, Anderson; motion carried.

Clerk Hayes administered the Oaths of Office to newly-elected Trustee Tonya Brown, and re-elected Trustees Jeff Anderson and Stan Flak.

Trustee Blessing nominated Jeff Anderson to serve as Chairperson for 2023. With no other nominations, a roll call vote was conducted; ayes: Blessing, Flak, Strong, Brown, Anderson; motion carried.

Chairman Anderson called the New Business meeting to order at 7:13 pm and informed the audience of the location of the Open Meetings Act poster.

Chairman Anderson conducted the appointment of officers for 2023 and nominated the following: Village Attorney, Roger Johnson; Clerk/Treasurer, Shelli Hayes; Village Engineer, JEO Consulting Group; Street Superintendent, JEO-Steven A. Parr; Animal Control Officer, Tonya Brown. Motion by Flak, seconded by Blessing to approve the appointment those nominated as officers; ayes: Blessing, Flak, Strong, Brown, Anderson; motion carried.

Chairman Anderson conducted the appointment of commissioners of standing committees for 2023 as follows: Water Commissioner, Stan Flak; Sewer Commissioner, George Blessing; Street Commissioner, Don Strong; Parks Commissioner, Tonya Brown, Emergency Management Coordinator/Contact, Alan Miller; Board of Health, Sarpy/Cass Health Department.

Planning Commission Report.

Motion by Blessing, seconded by Strong to approve building permit for Irvin Wheeldon, 217 E High Street, for an addition to house; ayes: Blessing, Flak, Strong, Brown, Anderson; motion carried.

Motion by Flak, seconded by Blessing to approve building permit for Boyd Jones Construction on behalf of Conestoga Elementary School, 104 E High Street, for renovations and improvements; ayes: Blessing, Flak, Strong, Brown, Anderson; motion carried.

Chairman Anderson opened a public hearing at 7:20 pm for the purpose of hearing support, opposition, criticism, suggestions, or observations of taxpayers relating to a proposed building regulation pertaining to the placement and regulation of solar panels for residential and commercial properties. An Ordinance entitled: “An Ordinance To Enact Title XV “Land Use”, Chapter 150 “Building Regulations”, Section 150.03 “Solar Panels” of The Village of Murray, Nebraska Code of Ordinances to Provide for the Regulation of Solar Panels on Residential and Commercial Structures; To Repeal All Ordinances In Conflict; To Provide For Publication In Pamphlet Form; And To Provide An Effective Date.”

Hearing no public comment, Chairman Anderson closed the public hearing at 7:21 pm.

Chairman Anderson introduced and read by title Ordinance # 673 AN ORDINANCE OF THE VILLAGE OF MURRAY, NEBRASKA, TO ENACT TITLE XV “LAND USE”, CHAPTER 150 “BUILDING REGULATIONS”, SECTION 150.03 “SOLAR PANELS” OF THE VILLAGE OF MURRAY, NEBRASKA CODE OF ORDINANCES TO PROVIDE FOR THE REGULATION OF SOLAR PANELS ON RESIDENTIAL AND COMMERCIAL STRUCTURES; TO REPEAL ALL ORDINANCES IN CONFLICT; TO PROVIDE FOR PUBLICATION IN PAMPHLET FOR; AND TO PROVIDE AN EFFECTIVE DATE.

Motion by Strong, seconded by Flak to approve Ordinance # 673 on first reading by title only and suspend the requirement to read on three different days; ayes: Blessing, Flak, Strong, Brown, Anderson; motion carried.

Motion by Anderson, seconded by Strong to adopt, post, and publish by title only Ordinance # 673; ayes: Blessing, Flak, Strong, Brown, Anderson; motion carried.

Chairman Anderson opened a public hearing at 7:25 pm for the purpose of hearing support, opposition, criticism, suggestions, or observations of taxpayers relating to a Special Use Permit for All American Recycling, 103 E McKelvie Road, Murray, Cass County, Nebraska. After public comments were given, Chairman Anderson closed the public hearing at 7:31 pm.

Motion by Blessing, seconded by Strong to approve the Special Use Permit for All American Recycling for a period of five (5) years until 12/13/2027, subject to conditions set forth in Article 6 Section 6.3 of the 2004 Murray Zoning Regulations and subject to revocation if repairs are not completed by 12/25/2023; ayes: Blessing, Flak, Strong, Brown; nays: Anderson; motion carried.

Motion by Strong, seconded by Flak to approve the keeping of ten or fewer female chickens at 407 N Taylor for Edward L. Hellbusch; ayes: Blessing, Flak, Strong, Brown, Anderson; motion carried.

Motion by Anderson, seconded by Flak to approve payment of \$500.00 to Nebraska Rural Water Association upon receipt of invoice for equipment use and personnel expertise; ayes: Blessing, Flak, Strong, Brown, Anderson; motion carried.

Motion by Strong, seconded by Flak to adjourn the meeting at 7:39 pm; ayes: Blessing, Flak, Strong, Brown, Anderson; 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.

Jeff Anderson, Chairman

Shelli S. Hayes, Village Clerk

December 13, 2022

SUPPLIER AMOUNT

75 Mart(fuel)\$351.24, American Legal Publishing Corp(pub)\$399.00

Beaver Lake Assn(sew)\$6,191.47, Black Hills Energy(ng)\$104.75, Bomgaars(sup)\$76.93

Canon Financial Svcs Inc(lse)\$124.00, Cass County Treasurer(pub)\$10.00

CCRW #1(wtr)\$5,341.00, Cenex Fleet Fueling(fuel)\$369.00, EFTPS(payload)\$2,349.28

Henry-Hobscheidt Svc Ctr(rep)\$751.61, It's Your Call(off)\$110.00

JEO Consulting Group(prof)\$600.00, Johnson, Roger K(prof)\$677.25

Lincoln Journal Star(pub)\$79.70, Meeske Auto Parts(sup)\$130.00,

Meeske Hardware(sup)\$116.63, Melinda Clarke CPA(prof) \$1,500.00,

Miller, Alan(rep)\$50.00, Mullenax Auto Supply(sup)\$39.02
NDEE - Fiscal Services(sew)\$51,172.27, Ne Dept of Revenue(stx)\$1,098.15
Nebraska Public Health En Lab(wtrsup)\$15.00, Nebraska Rural Water Assn(dues)\$125.00
NPPD(elec)\$1,022.68, Omaha Paving Co(cap)\$42,760.25, One Call Concepts(wtrsup)\$10.74
Papillion Sanitation(cont)\$2,792.02, Petty Cash(off)\$39.49, Quill LLC(off)\$154.55
US Post Office(post)\$88.00, Wessels Trucking(sup) \$710.10, Windstream(phn)\$351.04
Payroll(payr) \$11,420.58, Claims Total: \$131,130.75