

VILLAGE OF MURRAY, NEBRASKA

January 9, 2024

The Murray, Nebraska Board of Trustees met in regular session on Tuesday, January 9, 2024, at 7:00 pm in the Murray Municipal Building. Present: Trustees: Jeff Anderson, George Blessing, Stan Flak, Zach Schroeder; Village Clerk Shelli Hayes, Maintenance Operators Jerome Speck and Ben Moore, Village Attorney Roger Johnson, and 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 and published in the Omaha World Herald on December 29, 2023. 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 7:02 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:

Consider approval or correction of the December 12, 2023, regular meeting minutes

Consider acknowledging receipt of Treasurer's Report

Consider approval of Claims, wages and payroll taxes (revised)

Consider updating safe deposit box at Cornerstone Bank to include all Trustees and Clerk

Consider rescheduling the May 14, 2024, board meeting that falls on Election Day to Wednesday, May 15, 2024

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

Maintenance Report.

Planning Commission Report.

Motion by Blessing, seconded by Flak to approve building permit for Leigh Hellbusch, 407 N Taylor, for a deck; ayes: Blessing, Flak, Schroeder, Anderson; motion carried.

Motion by Blessing, seconded by Schroeder to accept the resignation of Trustee Don Strong; ayes: Blessing, Flak, Schroeder, Anderson; motion carried.

Motion by Blessing, seconded by Flak to declare a vacancy on the Board of Trustees and to direct Clerk to take appropriate action to comply with Ordinance 30.04 to provide public notice of vacancy; ayes: Blessing, Flak, Schroeder, Anderson; motion carried.

Motion by Blessing, seconded by Flak to approve payment for Village Attorney to attend the 2024 League of Nebraska Municipalities Mid-Winter Conference, Febr 26-27, 2024, for 1/3 total costs for registration, travel, and lodging, not to exceed \$250.00; ayes: Blessing, Flak, Schroeder, Anderson; motion carried.

Chairman Anderson opened a public hearing at 7:11 pm for the purpose of hearing support, opposition, criticism, suggestions, or observations regarding an application for a Special Use Permit

requested by Josh Watson as agent for USCOC Nebraska/Kansas, LLC for locating a telecommunications tower with a tower tip height of 194.0 ft. AGL and an overall height of 1271.45 ft. AMSL on ground with an elevation of 1077.45 ft. GE, with related equipment at the base, at 606 Murray Road, Murray, Nebraska 68048, which is a part of Lot 19 in the SE 1/4 of the SW 1/4 of Section 13, Township 11, Range 13, Cass County, Nebraska. Following public comment, Chairman Anderson closed the hearing at 7:15 pm.

Motion by Blessing, seconded by Flak that the Board finds regarding the US Cellular Tower Special Use Permit Application, the use is compatible with and similar to the use permitted in the district, does not require re-zoning, is not detrimental to adjacent properties, does not tend to depreciate surrounding structure of property values, is compatible with the intended district uses; does not change the character of the district, and is in accordance with the Comprehensive Plan, and therefore approves the Special Use Permit Application for USCOC Nebraska/Kansas, LLC for locating a telecommunications tower at 606 Murray Road, Murray, Cass County, Nebraska; ayes: Blessing, Flak, Schroeder; nays: Anderson; motion carried.

Chairman Anderson introduced and read by title Ordinance # 683, second reading entitled: AN ORDINANCE TO ENACT ARTICLE 8, ACCESSORY USES AND SUPPLEMENT REGULATIONS, RELATED TO SOLAR REGULATIONS, CONSISTING OF SECTIONS 8.11.01 THROUGH SECTION 8.11.05 OF THE MURRAY, NEBRASKA, ZONING REGULATIONS 2004; TO REPEAL ALL ORDINANCES IN CONFLICT, EXPRESSLY INCLUDING SECTION 150.03 OF TITLE XV, LAND USE, CHAPTER 150 BUILDING REGULATIONS, OF THE MURRAY, NEBRASKA, CODE OF ORDINANCES; TO PROVIDE FOR PUBLICATION IN PAMPHLET FORM; AND TO PROVIDE AN EFFECTIVE DATE.

Motion by Anderson, seconded by Blessing to suspend the third statutory reading and adopt on final reading, post, and publish by title only Ordinance # 683; ayes: Blessing, Flak, Schroeder, Anderson; motion carried.

Chairman Anderson introduced and read by title Ordinance # 684: AN ORDINANCE TO AMEND TITLE III, CHAPTER 30, SECTION 30.25, ENTITLED READING AND PASSAGE OF ORDINANCES, RESOLUTIONS, ORDERS AND BYLAWS; TITLE III, CHAPTER 34, SECTION 34.63, ENTITLED PROPERTY TAX REQUEST; PROCEDURE FOR SETTING; AND TITLE III, CHAPTER 34, SECTION 34.64 ENTITLED PROPERTY TAX REQUEST; INCREASE BY MORE THAN ALLOWABLE GROWTH PERCENTAGE; PROCEDURE FOR SETTING; TO ENACT TITLE VII, CHAPTER 70, SECTION 70.03 ENTITLED TRAFFIC REGULATIONS; GENERAL AUTHORITY; TO REPEAL ALL ORDINANCES IN CONFLICT; TO PROVIDE FOR PUBLICATION IN PAMPHLET FORM; AND TO PROVIDE AN EFFECTIVE DATE.

Motion by Schroeder, seconded by Blessing to approve Ordinance # 684 on first reading by title only and suspend the three (3) required statutory readings; ayes: Blessing, Flak, Schroeder, Anderson; motion carried.

Motion by Flak, seconded by Anderson to adopt, post, and publish by title only Ordinance # 684; ayes: Blessing, Flak, Schroeder, Anderson; motion carried.

With no further business, Chairman Anderson adjourned the meeting at 7:42 pm.

January 9, 2024

SUPPLIER    AMOUNT

75 Mart(fuel) \$541.41, Astro Buildings LLC (cap) \$52,050.00, Beaver Lake Assoc (sew) \$6,227.17, Blue Valley Public Safety Inc (rep) \$2,614.00, Bomgaars (sup) \$301.97, Canon Financial Srvcs Inc (lse) \$124.00, Cenex Fleet Fueling(fuel) \$218.46, CCRW #1(wtr) \$5,015.50, Core & Main (wtrsup) \$110.79, EFTPS (paytx) \$3,088.19, Hayes, Shelli (off) \$154.58, Impact Manuf Inc (wtrsup) \$81.25, Intuit Software(QB)(off) \$183.00, It's Your Call (off) \$110.00, Johnson, Roger K (prof) \$3,200.00, Meeske Auto Parts (sup) \$24.93, Meeske Hardware (sup) \$114.43, Microsoft Office 365 Software (off) \$105.44, Miller, Alan (rep) \$75.00, Mullenax Auto Supply (sup) \$232.22, NE Dept of Revenue (paytx) \$1,559.84, NE Dept of Revenue (stx) \$927.97, NE Municipal Clerks Institute (dues) \$443.00, NE Public Health Enviro Lab (wtrsup) \$15.00, NE Rural Water Assn (dues) \$500.00, NPPD (elec) \$1,250.82, Omaha World-Herald (pub) \$187.19, One-Call Concepts Inc (wtrsup) \$4.38, Papillion Sanitation (cont) \$2,751.91, Petty Cash (off) \$30.86, Quill LLC (off) \$181.17, Sun Daisy Enterprises LLC (prof) \$2,640.00, US Post Office (post) \$234.00, Windstream (phn) \$492.07, Payroll (payr) \$9,901.79, Claims Total \$95,692.34.

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

ATTEST:

  
Shelli S. Hayes, Village Clerk

(SEAL)