

Village Of Manley
Board of Trustees Regular Meeting
July 13, 2022

The Regular Meeting of the Village of Manley Board of Trustees was called to order on July 13, 2022 by Board Chairman, Denise Swenson at 7:05 PM. The Pledge of Allegiance was recited and roll call was taken. Members present were: Denise Swenson, Tim Glas, Rebecca Goble, Patricia Gruber, and Phillip Tapp along with Village Clerk Jessica Tummons and three (3) guests. A copy of the Open Meeting Act is posted in the meeting room for review. The Code of Conduct for Municipalities was read by Board Chairman Denise Swenson. Notice of this meeting was posted on the Village website and in the bulletin boards at the Fire House & Post Office.

Agenda – DSwenson requested to pull minutes to approve separately. Motion to approve consent agenda items after pulling May minutes made by TGlas and seconded by RGoble. Roll call vote: All in favor. Motion carried.

Consent Agenda items approved:

- * June 2022 **Meeting Minutes**
- * June 2022 **Correspondence** – (none)
- * June 2022 **Water Clerk's Report**
- * May 2022 **Revised Treasurer's Report**
- * June 2022 **Treasurer's Report**
- * June 2022 **Village Clerk's Report**
- * June 2022 **Maintenance Supervisor Report** – No report
- * June 2022 **Misc Monthly Reports** –
Water Specialist - Jack Faubion - (no report)

May: Total coliform absent, meets bacteriological standards. E. Coli absent

Wastewater Specialist – Ed Blunt

June 17, 2022 – Checked the lagoons. Need flow meter – Had to reset #1 and #2 pumps. Lots of duck weed.

June 27, 2022 - Checked the lagoons. Pumps working good.

811 Digger Calls – MDalton

Zero (0) request for May

Community Center Rentals – JTummons

Saturday July 30, 2022

Sunday September 4, 2022

Thursday November 24, 2022

Friday January 13-15, 2023

May Minutes were pulled last month for the purpose of adding more information from the public hearing re: 205 Main Street special use permit. DS read additions to the minutes. Motion to approve May revised minutes as presented made by PTapp and seconded by RGoble. Roll call vote: TGlas abstained with remaining board members all voting yes. Motion carried.

Remaining Reports

***Claims** – *Black Hills Energy* for CommCtr-\$35.02; Fire House-\$53.49; *OPPD* for CommCtr-\$76.52; Fire House-\$72.94; Sewer-\$49.73; Water - \$48.88; Highway - \$306.24; *RWD #3* for

water-\$1,289.50; *Windstream* for CommCtr - \$105.26 and Fire House - \$99.40; *WireBuilt* - \$50.00; *DHHS* -\$15.00; *Manley Hwy Acct for matching funds trsf* from Sewer Acct-\$174.00 & Water Acct-\$174.00; *Mickey Dalton* for June Maintenance Supervisor-\$277.05; *Jessica Tummons* for June Village Clerk -\$516.24; *Jack Faubion* for July water postage & Fees-\$127.40; *Ed Blunt* for June wastewater specialist-\$175.00; *Papillion Sanitation* for July fee and June Village Clean up - \$99.85; *Drop In Portables* For July service - \$110; *Svoboda & Chebatoris* for legal fees - \$1,520; *One Call Concepts* for 2nd qtr digger calls - \$15.08; *United States Treasury* for 2nd qtr payroll taxes - \$518.80 (transferring \$15.29 from sewer account to cover portion); *Nebraska Department of Revenue* for 2nd qtr sales/use tax - \$439.39; *M & N Investments* - \$29.89; *Rebecca Goble* - \$122.99 for pop for PTV.

* Clerk had called and set up OPPD to change billing date but only 1 of 4 accounts were changed as agreed upon. This caused problem with billing and approval prior to auto payments.

Motion to approve claims made by TGlas and Seconded by DSwenson. Roll call vote: RGoble abstained and all other members voted yes. Motion carried.

Unfinished Business

***Nuisance Violations** –106 Broadway – Residents son reported that brush piles were planned to be burned on property. DSwenson offered resident to help clean up and haul away brush. Lawyer has said that a resolution needs to be made in order to get abatement for property. This will need to be created and done for next board meeting. New notice of BOH to go back to property.

103 N Elm & 105 Locust – BOH needs to visit. Letter need to be mailed to notify residents

112 Cherry – DSwenson to speak to resident again.

306 Broadway – DSwenson spoke with resident. Resident will be more diligent about putting brown matter on the compst to keep down the smell.

315 Sunrise Court – Weeds being complained about. Notification needs to be sent to resident due to having thistles.

***Building Permits** – MDalton approved the building permit for the Lofte theatre. Motion to approve the permit made by PGruber and seconded by RGoble. Roll call vote: All in favor.

***Community Center Rentals** – Next rental is July 30th. Clerk asks if possible to put in a drop box for rental keys to be returned. MDalton to purchase or build a box to put in the Community Center building to place key in after locking up when renters exit building.

***Committee to review Village Ordinances & IPMC book/fees** – no new update.

***Asphalt** – Repair needed by the Post office. Pave LLC came into the office on Tuesday July 12th and left their info. DSwenson explained that Mr Timm would be willing to come into the next meeting to inform Board of what is needed around the village and possibly provide a bid for repairs and maintenance moving forward. MDalton to ask Austin for a maintenance schedule as well so board can compare.

***Village Park** – Possible ideas for 2022 PTV Monies: Sun Shade of the playground, Water Spiget for the tennis courts for watering, Renovations of women's RR in the Community Building. MDalton suggests looking for grant money to fix up the ball field and suggests possible looking into pickle ball on the tennis court. Repairs needed before PTV: fix board behind home plate.

New Business

* **Betty Meyer** – Betty came to the board with concerns of paid claim of to Dakota Fence & Deck in May. And Claim in July of 2020 to Dakota Fence & Deck for \$525. Per Betty there is a 10 day window to file an appeal on a building permit decision and this window was not followed at the time. DSwenson brought to the board in May of 2020 The moving of the fence was due to confusion over the set backs. The Village board at the time consisted of T Glas, AZierott, MDalton, RGoble and DSwenson. DSwenson abstained from the vote with all other member of the board voting for the Village to pay for moving the fence.

* **Manhole Repair** – : MDalton – reported that the manhole is a vault that goes down into the ground. Need to raise the dirt around the manholes in order to repair. Or will need to level the ground can't level the manhole. Needs dirt work but not able to move man holes.

* **Deadline for water meters** – : Send letter to Harm for deadline to have the water meter changed. DSwenson asked the lawyer to draft a letter to give a deadline for them to change or Village will have to be given access to change the meter.

Remote reader was replaced at RAbbot's residence.

Shutoff the village water will be required in order to change a few remaining meters. Need to set time so the Village can be notified of water shutoff.

* **Board of Adjustment Committee** - DSwenson has done some research; Zoning ordinance should indicate if the Board members can be part of the Board of Adjustment. The Village board can be the board of adjustment but it has to be state in ordinance. DSwenson waiting on return calls to find info on this resolution needed for BOA. DSwenson apologized for not having known this information prior to the Special Use Permit process.

* **PTV** – Will have a short meeting after Board meeting tonight

* **Schmidt Complaint** – DSwenson was approached by Tanya and given a copy of the complaint. After she called lawyer with information and provided him with paperwork. Lawyer said there should be a summons giving the court jurisdiction. Chebatoris has filed motion to dismiss with hearing on July 25 @ 9:30 am.

***Village Sign** - DSwenson was trying to clean the sign and noticed that the stucko is starting to chip off the sign. *Dolphins Design and Sign* out of Ralston placed the original sign. DSwenson will contact them regarding cleaning of the sign without creating more damage. Possibility of them coming out to clean & preserve it.

Public Forum


Burr & Associates have been contacted re: Budget

AZierott: Asked if it would be ok if he repainted the lines on the Basketball court. Also asked for the board to looking into new basketball hoops/backboards.


MDalton reports that all attachments have been delivered for the village tractor. He also expressed that the under belly mower is not working as well with the terrain at the lagoon. He is asking the board to purchase a pull behind for safety purposes. He has visited AKRS and priced a pull behind unit for \$2,295. Normal retail price is about 6-10k. Pricing on a few other options are \$3100 for a 5'. This is the next step up from original talked about.

Motion was made by DSwenson to purchase a new mower attachment for \$2,295 with funds from the sewer account and was seconded by RGoble. Roll call vote: All in favor. Motion carried.

Adjournment - T Glas moved & P Tapp seconded to adjourn the meeting at 8:37 PM. Roll call vote: All approved. Motion carried.



Jessica Tummons
Village Clerk



Date of Approval

*Copies of the minutes and reports are on file at the Manley Village Office and are available for review upon request. Minutes of the meeting can also be viewed at www.manleyne.com.

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