

Village of Bennet, Nebraska
Board of Trustees
Minutes March 14, 2022
Regular Meeting

The Bennet Board of Trustees (the "Board") of the Village of Bennet, Nebraska (the "Village") held a regular business meeting on Monday March 14, 2022 at 7:00 p.m., at the Bennet Village Hall, 685 Monroe Street in the Village, the same being open to the public and preceded by advance publicized notice duly given in strict compliance with the provisions of the Open Meetings Act, Chapter 84, Article 14, Reissue Revised Statutes of Nebraska, as amended, and having set forth (a) the time, date and place of the meeting; (b) that the meeting would be open to the attendance of the public; and (c) that the agenda for the meeting, kept continuously current, was available for public inspection at the office of the Village Clerk and posted at the Village Office, Post Office and First Nebraska Bank.

Chairperson Ryan Cheney called the meeting to order at 7:00 p.m. and announced the location of the Open Meetings Act. Village Clerk Michele Lincoln conducted roll call. Trustees in attendance were Ryan Cheney, Pete Simmons, Don Murray, Brad Ruzicka, Justin Dorn. A quorum being present, and the meeting duly commenced, the following proceedings were taken while the meeting remained open to attendance by the public. The Pledge of Allegiance was recited.

Dorn moved and Ruzicka seconded a motion to approve minutes for the February 14, 2022, regular meeting. Roll call vote: Simmons, Murray, Ruzicka, Cheney, Dorn voted YES. Motion carried.

Murray moved and Simmons seconded a motion to approve the claims for payment. Roll call vote: Simmons, Murray, Ruzicka, Cheney, Dorn voted YES. Motion carried.

Proposals for ordinance recodification were received from Municipal Code Services and American Legal Publishing. Cheney moved and Dorn seconded a motion to accept the proposal from American Legal Publishing for Ordinance Recodification with a base cost of \$9,715.00 and to direct the Chairperson to sign the Codification Agreement. Roll call vote: Simmons, Murray, Ruzicka, Cheney, Dorn voted YES. Motion carried.

Pursuant to the 2020 U.S. Census Bennet's population was 1,082 as of April 4, 2020. Neb. Rev. Stat. §§ 17-101 and -311 state all Nebraska cities having more than eight hundred and not more than five thousand inhabitants as determined by the most recent federal decennial census by the United States Bureau of the Census shall be known as cities of the second class, and whenever any Nebraska village attains a population of more than eight hundred inhabitants the board of trustees of such village shall certify such fact to the Nebraska Secretary of State who upon the filing of such certificate shall by Proclamation declare such village to be a city of the second class. Cheney moved and Dorn seconded a motion to approve Resolution 2022-3.1, a resolution declaring and certifying Bennet's population to the Secretary of State. Roll call vote: Simmons, Murray, Ruzicka, Cheney, Dorn voted YES. Motion carried. The Chairperson and Board of Trustees will continue to govern until the establishment of the Mayor/Council which shall be determined by a Special Election to be held in conjunction with the General Election November 8, 2022.

Cheney moved and Simmons seconded a motion to approve Resolution 2022-3.2, a resolution appointing the Farmers' Market Advisory Committee. Roll call vote: Simmons, Murray, Ruzicka, Cheney, Dorn voted YES. Motion carried.

Chairperson Cheney introduced Ordinance 2022-3.1, AN ORDINANCE AMENDING CHAPTER 3, SECTION 3-139 RELATING TO THE SPEED LIMIT ON STATE HIGHWAY 43. Cheney moved and Dorn seconded a motion to waive the three-reading rule for Ordinance 2022-3.1. Roll call vote: Simmons,

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Murray, Ruzicka, Cheney, Dorn voted YES. Motion carried. Cheney moved and Ruzicka seconded a motion to approve Ordinance 2022-3.1. Roll call vote: Simmons, Murray, Ruzicka, Cheney, Dorn voted YES. Motion carried.

Cheney moved and Dorn seconded a motion to approve Certificate of Payment No. 1 to Hodges Farms and Dredging for the Wastewater Lagoon Cleaning in the amount of \$270,750.00 and to amend the claims for payment to reflect the \$270,750.00 payment. Roll call vote: Simmons, Murray, Ruzicka, Cheney, Dorn voted YES. Motion carried.

Submitted reports included Treasurer's Report, Engineer Report, Sheriff's Report and Maintenance Report.

Murray moved and Cheney seconded a motion to approve the Treasurer's Report. Roll call vote: Simmons, Murray, Ruzicka, Cheney, Dorn voted YES. Motion carried.

The Clerk reported that public hearings for the adoption of the new Official Zoning Map will be before the Planning Commission March 30th and the Board of Trustees April 11th. The request to Lancaster County to extend Bennet's one-mile extraterritorial jurisdiction was denied because the land is located within three miles of Lincoln's extraterritorial jurisdiction. Bennet is now set up to accept debit, credit and echecks in the office and online.

Engineer Brian Schuele questioned whether we are ready to proceed with the geotechnical cement base on Tyler and Cottonwood Street. Most of the Board agreed that it was not something we are set up to finance this fiscal year.

Cheney pointed out Russ Jones's Maintenance Report stated a new chainsaw was needed and they were recommending the purchase of an Echo Professional Grade for \$350.00. The Board agreed that would be an appropriate purchase.

Cheney moved and Ruzicka seconded motion to adjourn at 7:33 p.m. Roll call vote: Simmons, Murray, Ruzicka, Cheney, Dorn voted YES. Motion carried.

Michele Lincoln, CMC
Village Clerk