

**Village of Bennet, Nebraska**  
**Board of Trustees Minutes; August 12, 2019**

The Bennet Board of Trustees (the "Board") of the Village of Bennet, Nebraska (the "Village") held a regular meeting on Monday, August 12, 2019 at 8:00 p.m., at the regular meeting place of the Board, the 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 to public inspection at the office of the Village Clerk.

Chairman Justin Dorn called the meeting to order at 8:00 p.m. and announced the location of the Open Meetings Act posted near the entrance of the room for access by the public. Village Clerk Patricia Rule conducted roll call and recorded the minutes. Trustees in attendance were Ryan Cheney, Brad Ruzicka, Jerris Nider, Justin Dorn and Don Murray. A quorum being present and the meeting duly commenced, the following proceedings were taken while the meeting remained open to attendance by the public.

Motion by Ruzicka, second by Cheney to approve minutes for the budget workshop held July 29, 2019. Roll call vote; Cheney, Murray, Dorn, Nider, Ruzicka voted YES. Motion carried.

A list of claims for payment was presented. An additional claim from Complete Pest Control for \$90.00 was also provided. Motion by Murray second by Nider to approve payment of all claims presented. Roll call vote; Murray, Ruzicka, Nider, Dorn, Cheney voted YES. Motion carried.

Action approving a first addition to Evergreen Place Subdivision was tabled pending additional information.

James Waltke addressed the Board regarding his request for vehicle access to Lot 103 across Village property. Trustees noted that access was not available as the properties only touch corner to corner on the north. On the south, the Village park driveway to the South Ballfield was not designed for heavy commercial traffic and is not a dedicated street. Trustees suggested Mr. Waltke submit a Driveway access permit application to the State Department of Roads.

Village Engineer Ryan Brandt provided a schedule for the sludge press and street shop building project planned for the Waste Water Treatment Plant facility. Final design is in the process and should be ready to bid by October 1<sup>st</sup>. The project should be under construction in the spring of 2020.

Resolution 2019-8.1 was introduced authorizing the transfer/sale of a 2007 Industrial Kubota Tractor and Front Loader and setting the terms of the sale. Motion by Dorn, second by Nider approving Resolution 2019-8.1. Roll call vote; Cheney, Murray, Ruzicka, Nider, Dorn voted YES. Motion carried.

Motion by Dorn, second by Ruzicka approving Change Order #2 for a \$2,400.00 reduction in total contract cost for the RXR Water Main Improvement Project. Roll call vote; Ruzicka, Nider, Dorn, Cheney, Murray voted YES. Motion carried.

Motion by Ruzicka, second by Cheney approving a final pay request for General Excavation for the RXR Water Main Improvement Project in the amount of \$10,193.90. Roll call vote; Murray, Ruzicka, Nider, Dorn, Cheney voted YES. Motion carried.

A letter agreement with Olsson to evaluate the sanitary sewer system at the South Ballfield and develop a plan to resolve disposal issues was considered. Trustees agreed to utilize a local contractor to attempt location of a septic tank, prior to entering an agreement for engineering services.

A small remaining portion of Outlot D, abutting Whispering Pines Park and lots 4 and 5 of Block 1, Bush Pines North was discussed. Future ownership of the strip of property and change of title was discussed. Dividing it and transfer to various abutting properties would require a subdivision plat.

Resolution 2019-8.2 was introduced approving a Certification of Program Compliance to the Nebraska Board of Public Roads Classifications and Standards. Motion by Dorn, second by Cheney approving Resolution 2019-8.2. Roll call vote; Ruzicka, Nider, Dorn, Cheney, Murray voted YES. Motion carried.

A letter agreement for accounting services with Almquist, Maltzahn, Galloway & Luth CPA was considered. Motion by Cheney, second by Nider approving the letter agreement for accounting services. Roll call vote; Murray, Ruzicka, Nider, Dorn, Cheney voted YES. Motion carried.

The effects of a Lancaster County wheel tax on municipalities was discussed.

An application for a Field Use Agreement by Villarreal Soccer Club for use of the South Ballfield, was discussed. The group would use the field on Wednesdays in September and October to teach soccer fundamental. Motion by Ruzicka, second by Nider approving the Field Use Agreement with Villarreal Soccer Club. Roll call vote; Murray, Ruzicka, Nider, Dorn, Cheney voted YES. Motion carried.

A notice from the NEDEQ regarding operations at the Waste Water Treatment Plant was discussed. A special meeting was set for August 20<sup>th</sup> at 6:30 pm to review the Superintendents response to the notice. Engineer Brandt offered assistance in developing a plan to return the plant to compliance.

A Treasurer's report was considered. Motion by Murray, second by Ruzicka to approve the August 2019 Treasury report. Roll call vote; Cheney, Dorn, Nider, Ruzicka, Murray voted YES. Motion carried.

Reports were also received from the Planning Commission, the Village Engineer, Farmers Market Committee, Utility Superintendent, Sheriff Department and the Village Health Board.

Motion by Dorn, second by Cheney to adjourn at 9:31 p.m. Roll call vote; Nider, Dorn, Murray, Ruzicka, Cheney voted YES. Motion carried.

---

Patricia Rule, Village Clerk