

MINUTES
KENESAW BOARD OF TRUSTEES MEETING
AND PUBLIC HEARING
April 9, 2019 AT 7:30 P.M.

The Village of Kenesaw Board of Trustees held a regular board meeting and public hearing on April 9, 2019 at 7:30 p.m. in the Community Room of the Kenesaw Village Office, as was advertised. Board Members present: Ronda Ehly, Sarah Kroos, Lawney Knuth, Teresa Uden, and Rene Colon. Members Absent: None. Also, present: John Ciemnoczolowski-SPD, Neal Katzberg-SPD, Mike Engelhardt, Henry Wilson, Randall Campbell, Neel Keiser. Clerk: Cindy Kiefer. Maintenance: Jeff Edmondson, Glen Kuehn

1. **Call to Order:** Chairman Kroos called the meeting to order at 7:31p.m.
2. **Location of the OMAL:** Chairman Kroos gave notice of the location of the Open Meetings Act Literature to be on the south wall of the meeting room.
3. **Review/Approve Minutes of the Regular Meeting March 12, 2019:** Moved by Trustee Uden, second by Trustee Knuth to approve the minutes of the March 9, 2019 meeting with the noted correction that Trustee Uden was absent, and correction made to all items of roll call to reflect -absent for Trustee Uden. Roll call: Trustee Knuth-yea, Trustee Ehly-absent, Trustee Kroos-yea, Trustee Colon-yea, Trustee Uden-yea. No opposed. Motion carried.
4. **Review/Approve Expenditures of March 2019:** Motion was made by Trustee Uden, second by Trustee Colon to approve the March 2019 Expenditures as presented. Roll call: Trustee Knuth-yea, Trustee Ehly-absent, Trustee Kroos-yea, Trustee Colon-yea, Trustee Uden-yea. No opposed. Motion carried.
5. **Review/Approve Treasurer's Report for March 2019:** Moved by Trustee Uden, second by Trustee Knuth to approve the March 2019 Treasurer's Report as presented. Roll call: Trustee Knuth-yea, Trustee Ehly-absent, Trustee Kroos-yea, Trustee Colon-yea, Trustee Uden-yea. No opposed. Motion carried.
6. *(agenda #9)* **Review/Discuss: Southern Power District Annual Report** – John Ciemnoczolowski presented to the board the annual report for SPD.
7. *(agenda #6)* **Open Public Hearing on Class K Catering Liquor License for Silver Dollar Bar, LLC:** Chairman Kroos opens public hearing at 7:44 pm. Clerk Kiefer provided the information from the Nebraska Liquor License Commission regarding the request for approval or denial of recommendation on the Class K Catering liquor license application for Silver Dollar Bar. No public comments.
8. *(agenda #7)* **Close Public Hearing on Class K Catering Liquor License for Silver Dollar Bar, LLC:** Chairman Kroos closed the Public hearing at 7:45. No opposed.
9. *(agenda #8)* **Motion on Public Hearing:** Motion made by Trustee Uden and seconded by Trustee Colon to approve recommendation for Class K Catering License for Silver Dollar Bar, LLC. Roll call: Trustee Knuth-yea, Trustee Ehly-absent, Trustee Kroos -yea, Trustee Colon-yea, Trustee Uden-yea. No opposed. Motion carried.
10. **Discuss: Town Development – Mike Engelhardt and Neel Keiser** - Mike and Neel presented more information from Kenesaw Community Development Corp. with more specifics on the proposed housing development on the north side of town, off 42nd Street. They do not have a plat map to provide to the board yet. They are providing to the board estimated numbers for the planned infrastructure (water/sewer/streets). They are asking for a 50% or more split with the city on the cost of the water installation. They

noted that there are two options for the development – A Long Loop, and a Short Loop. They are currently estimating the water cost for the Long Loop in total at \$225,000, and the Short Loop at \$143,500. They are also asking that the Village will officially set up a CRA to help move forward with this project.

11. **Comments from the Public:** Neel Keiser brought up the condition of Wayne Street, and asked if it was on any schedule for being redone. The board noted that at this point, only patch work is scheduled for Wayne Street. It was noted by the board and Superintendent Edmondson that Wayne Street took a hard hit this winter, and they are aware that it is in need of repair, but noted that at this point the street funds are allocated to the other street improvement district that was created in the fall of 2018. Keiser asked if he could look into what it would take to get a street improvement district voted for by the street residents. The board did not have an issue if he were to look into that.
12. **Approve: Resolution 154-2019 – A resolution to set Dog License Fees in the Village of Kenesaw.** – Motion was made by Trustee Colon and seconded by Trustee Uden to Approve Resolution 154-2019 a resolution to set Dog License fees in the Village of Kenesaw. Roll call: Trustee Knuth-yea, Trustee Ehly-absent Trustee Kroos-yea, Trustee Colon-yea, Trustee Uden-yea. No opposed. Motion carried
13. **Approve: Resolution 155-2019, A resolution to set the occupation tax on Class C Liquor Licenses in the Village of Kenesaw** – Motion was made by Trustee Colon and seconded by Trustee Knuth to Approve Resolution 155-2019 a resolution to set the occupation tax on Class C liquor licenses in the Village of Kenesaw. Roll call: Trustee Knuth-yea, Trustee Ehly-absent Trustee Kroos-yea, Trustee Colon-yea, Trustee Uden-yea. No opposed. Motion carried
14. **Approve: Resolution 156-2019, A resolution to set Mowing charges for nuisance properties in the Village of Kenesaw** – Motion was made by Trustee Knuth and seconded by Trustee Colon to Approve Resolution 156-2019 a resolution to set the mowing charges on nuisance properties in the Village of Kenesaw. Roll call: Trustee Knuth-yea, Trustee Ehly-absent Trustee Kroos-yea, Trustee Colon-yea, Trustee Uden-yea. No opposed. Motion carried
15. **Discuss: Wasenek Committee Request to close Smith Street** on August 3, 2019 starting at 1 pm. After discussion by the board, it was decided that Chairman Kroos would contact Kenesaw Market Owner Randy Simmons and discuss with him how he felt about this as it would be closing the street down in front of this his store. **TABLED** until further information is obtained.
16. **Review/Discuss: Interlocal Agreement with Kenesaw School – Shot put/Road Access** – Chairman Kroos discussed with the board the concern that the Shot-put area still has not been finished according to the agreement that was presented to the board by Kenesaw School. There still is not any containment around the area keeping the pea-gravel contained and out of the grass area. It was also discussed that the road way around the ball field, allowing access for the preschool, got pretty beat up by all of the trucks during construction. Superintendent Edmondson, reported to the board that the school did purchase some gravel for the road, and he and Glen got it spread for them, but that the road still needs some reconstruction. It was also noted that there is still a pile of broken concrete left from the construction project at the school that very well may be sitting on village property next to ball field. Superintendent Edmondson updated the board with the information that he had been in contact with both Carmichael Construction and Consolidated concrete about the need to get that pile removed from the premises immediately. There was discussion of the liability of that pile being there on village property. The board requested Clerk Kiefer to give till the end of the current week to see if the pile is removed before sending a letter to the school and school board

requesting immediate removal of the pile. The board also requested Clerk Kiefer to send a letter of expectation to the school superintendent noting the expectation of containment barriers to be installed within 10 business days from the date of the letter, around the Shot-put pits.

17. **Review/Discuss: Arbnb Requirements** – Clerk Kiefer presented to the board that she had received a request from a resident inquiring on the requirements within Kenesaw for an Arbnb. Clerk Kiefer presented the Nebraska Legislative Bill 57 which outlines the state regulations on such. She also provided information she had received from Adams County Planning and Zoning regarding the need for a conditional use permit, as well as the need to set a specific ordinance regarding Arbnb's. After much discussion the board requested Clerk Kiefer to inquire at other local towns for examples of their ordinances for referencing before moving forward on constructing our own. Motion to **TABLE**.
18. **Review/Discuss: Drainage on Holstein Ave-** Jeff Edmondson provided information about a drainage situation on Holstein Ave in Kenesaw, providing pictures of an area where a resident had used a blockage device to block a culvert on Holstein Ave. in Kenesaw. Superintendent Edmondson shared that he had spoken with the resident as well as both the NRD and Adams County Department of Road about the issue, and had Dawn Miller from Department of Roads come and assess the situation with him. Superintendent Edmondson reported that he had removed the apparatus that was blocking the culvert to assist in the natural flow of water for drainage purposes. He also discussed with the board about a drainage ditch that runs through Dave Kimple's farm land and the need for the ditch to be maintained as so not to impede the flow of water draining from Kenesaw. The board requested Clerk Kiefer and Superintendent Edmondson to contact both the Department of Roads and the NRD for further information regarding these two concerns. **TABLED** for more information.
19. **Review/Discuss: Weight Restrictions on Kenesaw Streets/Street Conditions** – Trustee Knuth discussed with the board a concern with regard to the condition of the streets in town, noting that many of them took a hard hit through this last winter and brought up the subject of possible weight limits for non-arterial streets in town. Superintendent Edmondson also discussed the condition of the roads noting that many of them are really falling apart after the hard winter and overly wet spring. Randy Campbell – resident, spoke also with regard to the roads, asking if there was a way that the village could ban truck traffic on the streets. There was much discussion about this topic, and it was noted that though the Board would like to preserve the road conditions as much as possible, banning all truck traffic in Kenesaw is not the answer. It was noted that we still need to have occasional truck access to roads for things such as garbage pick-up, commercial and residential deliveries, and others. There was much discussion about semi-trucks needing to park only in the designated truck parking area in town, and to drive on side streets as little as possible. The weight of Semi-trucks parking and driving on city streets in these current conditions breaks down the street, causing the street to deteriorate at a much faster rate. A Motion was made by Trustee Ehly, and seconded by Trustee Knuth to authorize Superintendent Edmondson to purchase temporary signage prohibiting truck traffic on residential roads, to be used as needed in preservation of the streets. Roll call: Trustee Knuth-yea, Trustee Ehly-yea, Trustee Kroos-yea, Trustee Colon-yea, Trustee Uden-yea. No opposed. Motion carried.
20. **Approve: Minimum Hiring Age for Life Guards** - As was discussed at the March meeting, a Motion was made by Trustee Ehly and seconded by Trustee Knuth to move the minimum age for summer pool lifeguards to 15-years-old. No other changes are to be made to the hiring requirements for the pool lifeguards. Roll call: Trustee Knuth-yea,

Trustee Ehly-yea, Trustee Kroos-yea, Trustee Colon-yea, Trustee Uden-yea. No opposed. Motion carried.

21. **Discuss/Approve: Spring Clean-up Dumpster Supervision-** Superintendent Edmondson asked if the board wanted to consider hiring someone again this year to help monitor the dumpsters during Spring Clean-up. He noted that there was a lot less issues with things last year when they had some supervision there during the days. A Motion was made by Trustee Ehly and seconded by Trustee Knuth to offer to pay Vance Harpham to monitor the dumpsters during community clean-up. Payment of \$100.00. Roll call: Trustee Knuth-yea, Trustee Ehly-yea, Trustee Kroos-yea, Trustee Colon-yea, Trustee Uden-yea. No opposed. Motion carried.
22. **Discuss: Back-pack Program-** Trustee Kroos talked with the board about the food bank back-pack program that takes during the school year. She noted that she had spoken with Kay Sidders who helps run the program, and Kay noted that the food bank was looking for some place in town that they could have a small food pantry available for those in need. After much discussion, the board asked Clerk Kiefer to get insurance information with regard to use of any village property and to bring this information to the board via email for continued discussion.
23. **Adjourn to Executive Session:** 9:45 pm for review of Summer Pool Applications and Summer Workers Bonus Requirements.
24. **Adjourn Executive Session at** 10:06 pm, resume regular meeting.
25. The following Motions were made by Trustee Ehly and seconded by Trustee Knuth:
 - a. Pool Manager and Assistant Manager summer bonus requirements are approved as presented in exhibit A-
 - b. Lifeguard summer bonus requirements are approved as presented in exhibit B.
 - c. Maintenance summer employee's bonus requirements are as follows:
 - o All hours are worked as scheduled with NO unexcused absences.
 - o No more than 2 Excused absences for the season. (Excused absences MUST be pre-authorized by the Maintenance Superintendent ONLY)
 - o No performance issues; all of the above expectations are met with no documented performance improvement discussions by the manager.
 - o No customer complaints/concerns
 - o No tardy shifts
 - d. If summer employee works in multiple city departments, employee is eligible for one bonus only; from the department with the majority of hours worked.Roll call: Trustee Knuth-yea, Trustee Ehly-yea, Trustee Kroos-yea, Trustee Colon-yea, Trustee Uden-yea. No opposed. Motion carried.

26. **Approve Summer Pool Life Guards:** Motion was made by Trustee Ehly and seconded by Trustee Knuth to approve for hire in the position of lifeguard for 2019 the following applicants with the condition that they obtain the proper certifications as required for the job description:
 - a. Hannah Schnitzler; Kaylee Steer; Chloe Uden; Sean Duffy; Deric Goldenstein; Rylee Legg.

27. **Adjourn Regular Board of Trustee Meeting** - Motion Made at 10:12 pm by Trustee Elhi and seconded by Trustee Colon- Roll call: Trustee Knuth-yea, Trustee Ehly-yea, Trustee Kroos-yea, Trustee Colon-yea, Trustee Uden-yea. No opposed. Motion carried.
Next meeting scheduled for May 14, 2019 at 7:30 pm

Chairman

(SEAL)

Clerk/Treasurer

I, Cindy Kiefer, Clerk for the Village of Kenesaw, hereby certify that the preceding minutes are a true and correct copy of the proceedings had and done by the Chairman and the Board of Trustees of the Village of Kenesaw on April 12, 2019. These minutes were posted in three public locations in the Village of Kenesaw and the shortened version was published in the Hastings Tribune.

Clerk/Treasurer