

**MINUTES**  
**KENESAW BOARD OF TRUSTEES MEETING**  
**February 12, 2019 AT 7:30 P.M.**

The Village of Kenesaw Board of Trustees held a regular board meeting on February 12, 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, and Rene Colon. Members Absent: Trustee Uden. Also present: Jeff Palik, Travis Sidders, Jason Wagoner, Mike Engelhardt, Ken Halvorson-NeRWA, Kyle Overturf-AMGL Clerk: Cindy Kiefer. Maintenance: Jeff Edmondson.

1. **Call to Order:** Chairman Kroos called the meeting to order at 7:30p.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 January 8, 2019:** Moved by Trustee Uden, second by Trustee Knuth to approve the minutes of the January 9, 2019 meeting. 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 January 2019:** Motion was made by Trustee Uden, second by Trustee Knuth to approve the January 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 January 2019:** Moved by Trustee Knuth, second by Trustee Colon to approve the January 2019 Treasurer's Report as presented. Roll call: Trustee Knuth-yea, Trustee Ehly-yea, Trustee Kroos-yea, Trustee Colon-yea, Trustee Uden-yea. No opposed. Motion carried.
6. **Comments from the Public:** None.
7. (*agenda #10*) **Discuss/Approve:** 42<sup>nd</sup> Street, Weight Restrictions /Jeff Palik – Jeff Palik discussed with the board the need for weight limits on 42<sup>nd</sup> Street between Smith and Holstein. After discussion, the board requested Clerk Kiefer to provide a resolution with regard to Roadway Load Restrictions to reflect the following restrictions: 20,000 lbs. – Single Axle, 34,000 lbs. – Tandem Axle, 60,000 lbs.-Gross Wgt.
8. (*agenda #7*) **Open Public Hearing on 1 & 6 Year Plan:** Chairman Kroos opens public hearing at 7:41 pm. Jeff Palik of Olsson Associates presented to the board and the public the One-and Six-year plan for the street improvements in Kenesaw. Palik discussed that there has not been any change to our six year plan – with discussions to continue on changes to 5<sup>th</sup> St. between Kenesaw Blvd. and Elm St., as well as ongoing armor coating and crack sealing as needed. The 1 year plan is the paving project that is commencing Spring 2019. No public comments.
9. (*agenda #8*) **Close Public Hearing on 1 & 6 year Plan:** Chairman Kroos closed the Public hearing at 7:46. No opposed.
10. (*agenda #9*) **Resolution # 147-2019:** Motion made by Trustee Ehly and seconded by Trustee Uden to approve resolution # 147-2019 on first reading only a resolution to accept the One- and Six- Year Plan for Streets as amended at the public hearing. Roll call: Trustee Knuth-yea, Trustee Ehly-yea, Trustee Kroos-yea, Trustee Colon-yea, Trustee Uden-yea. No opposed. Motion carried.

11. **Review/Discuss: NeRWA Assessment on NDEQ Water Loan – Ken Halverson -** Ken Presented to the board a copy of the NDEQ assessment that was done by Barney Whatley of NeRWA back in April 2017. Ken let the board know that there will be another assessment done in the next few months to comply with the NDEQ requirements on the water meter loan, and that he will then be back to discuss the results of that assessment with the board at a later board meeting.
12. **Discuss/Approve: Youth Sports Storage – Jason Wagoner/Travis Sidders –**
  - A. Jason presented to the board a cost estimate from Maendele Construction for getting a temporary wall and door added to the back room of the village office (west end) to create a storage area for the Youth Sports equipment and gear. It was discussed that the leaders of the Kenesaw Youth Sports would be in charge of the keys for that storage area, and that they would provide 1 key to the village. The village staff will not be responsible for keeping or maintaining of the storage area. Kenesaw Youth Sports will have access to that room during open Village Office hours. The Village of Kenesaw will not be responsible for any financial liability with regard to the storage room construction, or contents stored. Kenesaw Youth Sports is to obtain and hold current liability insurance naming Kenesaw Village as certificate holder for the entire length of use of storage room. Motion made by trustee Ehly and seconded by Trustee Uden to approve use of the west end of the back-office room to Kenesaw Youth Sports for the purpose of youth sports equipment storage. All construction, security, and liability insurance will be the financial responsibility of Kenesaw Youth Sports Organization. Any changes to this agreement must be done so through the Village Board of Trustees. Roll call: Trustee Knuth-yea, Trustee Ehly-yea, Trustee Kroos-yea, Trustee Colon-yea, Trustee Uden-yea. No opposed. Motion carried.
  - B. Travis Sidders presented to the board a “Jox Box” for home plate at the ball field. Travis requested approval to install the Jox Box at the expense of Kenesaw Youth Sports, on the Village baseball diamond. Motion made by Trustee Ehly and seconded by Trustee Uden to approve the installation of “Jox Box” by Kenesaw Youth Sports, at their expense. Roll call: Trustee Knuth-yea, Trustee Ehly-yea, Trustee Kroos-yea, Trustee Colon-yea, Trustee Uden-yea. No opposed. Motion carried.
13. **Discuss: Town Development – Mike Engelhardt/Community Development Assoc. –** Mike presented to the board a proposal for a housing development to the north off of 42<sup>nd</sup> Street. Property is currently owned by Dan Kimle and Tarella Earnst. Mike provided to the board a break down of the 18 acres that Community Development is looking to acquire and develop. Mike provided preliminary cost break downs of the basic infrastructure -(see work sheet for further detail). Mike is asking if the town would be willing to work with Community Development on this project. Many questions were raised with regard to the development infrastructure, and there was much discussion on that topic. Mike also suggested that a blighting study be done to see if the town qualified. If so, he stated that there would be additional funds/grants available to use for further community development. Mike presented that it would require the additional development funds received through the blighting process, for the development to make the land affordable to buyers. Chairman Kroos provided information, stating that she had talked with the Chairman of Juniata, NE, about the pros and cons they have found in blighting their town, and stated that Juniata feels that there were more pros than cons in their process. Superintendent Edmondson also provided information he had done on the

blighting, stating that he too felt that from his research he was finding more pros than cons for blighting. One of the biggest cons is with regard to the tax monies that will be diverted from the school to the development project for a 15-year plan. The board request Clerk Kiefer to contact Judy Mignery from Adams County Planning and Zoning to get more information on annexation of the property, as well as to contact the city attorney. Discussion **TABLED** until more information is available.

14. **Review: Annual Financial Audit Report** – Kyle Overturf, AMGL – Kyle presented the 2018 Audit report, noting changes to the water and sewer departments that will begin to take place once capital assets are aligned with each department accurately. He also made note to the changes made with regard to the income and expense lines for sales tax, as well as changes that will be made with regard to the use of the debt services line. Bench marking was discussed for both the water and sewer departments as well as a recommended \$2500.00 capitalization policy. No notable findings were otherwise discussed.
15. **Review/Approve: NEBRASKA WARN** – Jeff Edmondson. Superintendent Edmondson presented to the board a Water, Wastewater, & Stormwater Mutual Aid Agreement that would allow Kenesaw to participate in and receive mutual aid from surrounding communities in the event of extreme need. (see agreement for full details) A Motion was made by Trustee Colon and seconded by Trustee Knuth to approve Superintendent Edmondson to sign the Nebraska WARN Water, Wastewater & Strom Water Mutual Aid Agreement as it was presented. Roll call: Trustee Knuth-yea, Trustee Ehly-yea, Trustee Kroos-yea, Trustee Colon-yea, Trustee Uden-yea. No opposed. Motion carried.
16. **Review/Discuss: Annual Kenesaw Water Report** – Superintendent Edmondson. Superintendent Edmondson reviewed with the board the water usage report for 2018, noting the continued drop in water usage overall since the water meters were installed and in service in the spring of 2017.
17. **Review/Approve: Ordinance 524-2019- An Ordinance to amend Chapter 3, Article 1, Section 110 of the Village of Kenesaw Municipal Code and Ordinance 514-2013 relating to water bill; To provide for the repeal of conflicting ordinances or sections; to provide for an effective date.** After review and discussion, a Motion was made by Trustee Ehly and seconded by Trustee Uden to Approve ordinance 524-2019 by title only, on first reading, as presented. Roll call: Trustee Knuth-yea, Trustee Ehly-yea, Trustee Kroos-yea, Trustee Colon-yea, Trustee Uden-yea. No opposed. Motion carried.
18. **Review/Approve: Resolution 149-2019 – A Resolution to set the Utility Late Payment Penalty Charge for Residential and Commercial Accounts.** After discussion a Motion was made by Trustee Ehly and Seconded by Trustee Knuth to Approve Resolution 149-2019 to set the Utility Late Payment Penalty Charge for Residential and Commercial Utility Accounts to \$10.00, effective immediately. Roll call: Trustee Knuth-yea, Trustee Ehly-yea, Trustee Kroos-yea, Trustee Colon-yea, Trustee Uden-yea. No opposed. Motion carried.
19. **Review/Approve: ORDINANCE 525-2019 – An Ordinance to amend Chapter 3, Article 7, Section 703 (A) of the Kenesaw Municipal Code, provisions relating to utility service deposits; To provide for the repeal of conflicting ordinances; to provide for an effective date.** After review and discussion, a Motion was made by Trustee Ehly and seconded by Trustee Uden to Approve Ordinance 525-2019 by title only on first reading, as presented. Roll call: Trustee Knuth-yea, Trustee Ehly-yea, Trustee Kroos-yea, Trustee Colon-yea, Trustee Uden-yea. No opposed. Motion carried.
20. **Review/Approve: Resolution 148-2019 - A Resolution to set the utility deposit; Water, Sewer, and Garbage Service – For residential, and commercial utility accounts.** After

discussion a Motion was made by Trustee Ehly and seconded by Trustee Colon to Approve Resolution 128-2019 as presented, setting the utility deposit at one hundred eighty-five dollars (\$185.00) for residential and commercial utility accounts, effective immediately. Roll call: Trustee Knuth-yea, Trustee Ehly-yea, Trustee Kroos-yea, Trustee Colon-yea, Trustee Uden-yea. No opposed. Motion carried.

21. **Discuss: Firemen's' Appreciation Dinner** - Clerk Kiefer presented that she had been given the date of March 16<sup>th</sup>, 2019 from KVFD for the Appreciation Dinner. Drinks start at 6 pm, Dinner at 7pm. The board discussed and assigned duties. Clerk Kiefer to send out invites to the KVFD members.
22. **Review/Approve: Kenesaw School "Post Prom Party" Donation Request** - Motion made by Trustee Ehly and seconded by Trustee Knuth to donate \$100 to the Kenesaw School Post Prom Party. Roll call: Trustee Knuth-yea, Trustee Ehly-yea, Trustee Kroos-yea, Trustee Colon-yea, Trustee Uden-yea No opposed. Motion carried.
23. **Adjourn** Regular Board of Trustee Meeting – 10:17 pm - Next meeting scheduled for March 12, 2019 at 7:30 pm

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Chairman

(SEAL)

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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 February 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*