

Palisade Village Board of Trustees
Regular Session Minutes
March 13, 2013

The Palisade Village Board of Trustees met in Regular Session Wednesday, March 13, 2013 at the Village Office. Members present: Chairman Brian Monnahan; Vice-Chairman Jason Hicks; Trustees, Mary Suda, and Jerry Vrbas. Absent Trustee James Christner. Staff present: Attorney Phil Lyons; Village Clerk/Treasurer Kerry Miller and Deputy Clerk Patricia Post.

Chairman, Monnahan called the meeting to order at 7:00 p.m. Roll call was taken.

Chairman, Monnahan made everyone aware of the Open Meeting Act Notice posted in the Village Board meeting room.

Michael E. Hoback from Almquist, Maltzhan, Galloway & Luth P.C. presented the Fiscal Year 2011-2012 Financial Statements and Supplementary Information that were the results of the audit for that fiscal year

Motion made by Vrbas and seconded by Hicks to accept as presented and published the February 13, 2013 Regular Session Minutes. Yea: Hicks, Monnahan, Suda and Vrbas. Nay None. Motion carried.

The Board reviewed their financial statements. Motion made by Vrbas and seconded by Hicks to accept the March 13, 2013 Balance Sheet. Yea: All. Nay: None. Motion carried.

Motion made by Hicks and seconded by Suda to approve the claims. Yea: All Nay: None. Motion carried.

Unfinished Business:

Tom Monnahan of the Palisade Rural Fire Board said the Rural Fire Board has decided not to build a safe room in the new fire building. All plans and reports will be given to the village to process and or proceed as needed.

Rodney Hunt, Chairman of the Planning Commission reported that the commission voted on the application for the conditional use of the mobile home in a residential zone located at 105 North Vennum Street, Lot 3, Block 2, Second Addition to New Palisade, Hitchcock County, Nebraska. The motion failed with a vote of three to two. Trustee Suda questioned Hunt as to the grounds of the recommendation. Hunt replied he voted Nay because the Millers' did not follow the rules from the beginning. Hunt told the Board that he could only explain his own Nay vote.

Chairman Monnahan suspended the regular meeting at 7:41 p.m. for a Public Hearing on the Miller's application for a conditional use permit for placing a mobile home in a residential area. Attorney Lyons accepted in to evidence conditional use exhibit one: two letters from Millers'

Attorney, Nathan Schneider, and a sketch of the mobile home dimensions; Exhibit 2 a notice was a Notice of Public Hearing and a mailing list of property owners within 300 ft. of said property, the notice was published in 3 public places.; Exhibit 3: Planning Commission minutes of the February 27, 2013 meeting. Exhibit 4: a list of signatures supporting the conditional use. Exhibit 5; a list of citizens who spoke at the February 27, 2013 Planning Commission meeting and Exhibit 6: A church bulletin from the Holy Family Catholic Church stating that if all "conditions/rules of Palisade documents are followed then the parish seems to lack a substantial basis for prohibiting a structure from arising next to the Church property.

Helen Miller (John & Helen) thought they were following Zoning Ordinance #204 when placing the mobile home on the residential property. Mrs. Miller stated that 19 people who own property within 300 feet of the mobile home signed a list in support of the mobile home on the property. She said things have gotten out of hand but she thought it was in the best interest of the Village to approve the conditional use application.

There were three citizens who spoke against leaving the mobile home on the property. Nada Krotter stated that the zoning rules should have been followed, and that we all need to abide by them. Fred Krotter stated that in his opinion trailer houses just doesn't look nice, they need to be designated to being in a trailer park, and it should not be allowed. Rodney Hunt stated that the Miller's shouldn't hold all the blame. The moving company that moved the trailer in should've looked in to all the ordinances before dropping off the mobile home. Chairman Monnahan closed the Public Hearing at 8:00 p.m.

After discussion amongst the Trustees, motion was made by Vrbas and seconded by Suda to approve the conditional use. Yea: Suda and Vrbas. Nay: Monnahan and Hicks. Motion failed.

Chairman Monnahan stated that a 9th Planning Commission member was needed to replace Bill Smith. Suda requested that a woman be considered. Monnahan appointed Bart Monnahan to the position. Motion was made by Monnahan and seconded by Vrbas to have Bart Monnahan be the 9th commission member. Yea: Hicks, Monnahan, and Vrbas. Nay: Suda. Motion carried.

After looking at the bids a motion was made by Hicks and seconded by Monnahan to purchase a new computer from Wireless INet. Yea: Monnahan, Hicks, and Suda. Nay: None. Abstained: Vrbas. Motion carried

A letter of understanding between the Rural Fire Department Board and the Village Board on the generator was tabled until the April Meeting.

No action has been taken on the rural trash service survey.

The trustees discussed having a web site for the Village. It was estimated that the cost to create a web site would be around \$2,500.00. The trustees decided to discuss this issue again at the April meeting, after more information is gathered.

New Business:

Trustee Suda reported on the Nebraska League of Municipalities Conference that she attended in February 2013. She received two large reference books and offered to share the books with the other board members.

Reports of Staff, Commissioners & Committees:

Clerk/Treasurer Kerry Miller reported that she will be attending Clerk's Academy Training March 18-22 in Columbus. Miller also reported to the Board that Fred Hamilton, of Hamilton Heating and Refrigeration was in the office and the bill he gave the city was discussed. He took the bill and said that the Village was not to worry about it. Miller addressed the Board regarding Deputy Clerk Patricia Post's hours. Until the transition is complete and business duties are caught up she would like Post to remain full-time, then be moved back to the original 20 hours per week.

Utility Superintendent Richard Miner was not present at the meeting.

Library/Cemetery Commissioner Suda presented the minutes of the March 4th Library Board Meeting; Progress of the ventilation system in the basement and the agreement for storing documents in the basement were not discussed. Suda did comment that the library painting project will be getting underway.

Park, Pool and Housing Commissioner Vrbas presented minutes of the March 6, 2013 Park Board Nada Krotter reported to the Board that the Park Board is planning a craft show to be held at the Smith building. They will also be selling raffle tickets for cash prizes She stated that they have received 3 bids for the walking trail at the park. The Park Board has decided to select Joe Humphrey as the contractor. For pouring the concrete for the trail. Krotter requested information on selling fireworks in July; if there would be a building available to do this; and what state permits the Park Board needs to get to do so. She also reported that the Board will be looking into repairing some of the broken up concrete on the basketball court at Krotter Park.

Street, Police and Tree Commissioner Christner was not present for the meeting but Deputy Clerk Post reported that Palisade was once again named as Tree City USA Building permit #124 was not turned back in from Tim Davis. This was tabled upon looking in to the ordinance.

Water and Sewer Commissioner Hicks reported that the colaform test results were received and checked out okay.

Health Commissioner Monnahan reported that the Village had received a complaint about the horse and donkey owned by Colleen McVicker, again. Attorney Lyons is looking in to this and will be filing a complaint.

Motion was made by Hicks and seconded by Vrbas to go in to executive session at 9:27 p.m. to discuss possible pending litigations and personnel. Suda stated she wanted to contact her own personal attorney again and make sure there was no conflict of interest with her being in the executive session to discuss these topics and that she would abstain from this executive session. Yea: Monnahan, Hicks, and Vrbas. Nay: None. Abstain: Suda. Motion carried.

Motion was made by Hicks and seconded by Vrbas to come out of executive session and resume the regular board meeting at 9:56 p.m. Yea: Hicks, Vrbas and Monnahan. Nay: None. Abstain: Suda.

Zoning Administrator compensation was discussed. Dennis Wilson will not accept the position until he has seen a job description for the duties that he will be performing if he takes the job. The Board was given a copy of the job description of the zoning administrator and building inspector. Suda and Vrbas will meet and proof and/or amend the duties combining both the administrator and inspector job duties and will present the job description to the Board to approve and amend at the April 2013 Village Board meeting.

Citizens concerns were voiced by Nada Krotter. She addressed the Board and said that the Village Board needs to stand behind the ordinances that are in place.

Chairman Monnahan adjourned the meeting at 10:17 p.m.

Attest:

Kerry A. Miller
Village Clerk/Treasurer