

Palisade Village Board of Trustees
 Regular Session Minutes
 October 9, 2013

The Palisade Village Board of Trustees met in Regular Session Wednesday, October 9, 2013 at the Village Office. Members present: Chairman Brian Monnahan; Trustees, Mary Suda and James Christner. Absent: Vice-Chairman Jason Hicks and Trustee Jerry Vrbas. Other staff present: Attorney Paul Wood; Village Clerk/Treasurer Kerry Miller, and Building Inspector/Zoning Administrator Dennis Wilson.

Chairman Monnahan called the meeting to order at 7:01 p.m. Roll call was taken.

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

Motion made by Suda and seconded by Christner to accept the September 10, 2013 Regular Session Minutes with one correction, Trustee James Christner was absent from the September 10, 2013 regular meeting. Yea: All. Nay: None. Motion carried.

The Board reviewed their financial statements. Motion made by Christner and seconded by Suda to accept the October 9, 2013 Balance Sheet. Yea: All. Nay: None. Motion carried.

Motion made by Suda and seconded by Christner to approve the claims with a total of \$61,460.64 Yea: All. Nay: None. Motion carried.

Adams Bank & Trust	Dumpster Loan	\$986.90
City of McCook	Trash Service	\$1,180.47
Colonial Life & Accident.	Insurance Premium	\$129.40
Deluxe for Business.	Checks	\$244.78
DDHS Public Health	Water Tests	\$49.00
Garrison's McCook Lettering	Plaque	\$19.26
Great Plains Comm.	Fax/Telephone	\$194.75
Hitchcock Co. Treasurer	Real Estate Taxes	\$147.35
Ideal Linen .	Rugs	\$21.86
MCI Business Premier.	Long Distance Phone	\$39.78
Municipal Supply, INC.	Supplies/Water Meter Software	\$2,757.32
NE Dept. Of Revenue	Sales Tax Form 10	\$619.75
NMC	Repairs	\$1,014.80
NMC CAT	Supplies	\$32.49
Petty Cash	Petty Cash	\$60.81
7-D Lockshop.	Padlocks	\$37.56
Scoop Media LLC.	Advertising	\$254.81

Southwest Public Power	Utilities	\$1,769.18
Top Office	Supplies	\$289.86
USDA	Water Project Loan Payment	\$42,962.00
USPS	Postage	\$100.92
Village of Trenton	Trash Service	\$1,500.00
Wal-Mart	Office Supplies	\$117.19
Wauneta/Palisade Coop Oil	Fuel/Oil	\$453.46
Wayne's Repair	Battery	\$164.59
Wireless INet	Internet Service	\$110.00
Wages	Employee (Gross Earnings)	\$6,202.35

Unfinished Business:

The Village taking over their own trash service was tabled until the November meeting.

The Contract with Art Cottage and the Village's Website was discussed. Suda informed the Board that the progress is moving forward. Suda discussed that there will be links to the Wauneta-Palisade Schools and possibly Southwest Public Power on the website.

Motion was made by Suda and seconded by Christner to suspend the regular session meeting and go into Public Hearing. Yea: All. Nay None. Motion carried. Chairman Monnahan suspended the regular meeting at 7:32 p.m. for a Public Hearing on whether or not the conditional use granted to Colleen McVicker should be terminated due to continued violations of the Conditional Use Permit in allowing a donkey and horse to roam at large and not remain on the property located at South Palisade All Blk 3 142' X 600 4th and Jefferson Streets, in Hitchcock County. Attorney Paul Wood verified with Clerk Miller that the Public Hearing Notice was posted in 3 places and published in the Hitchcock County News. Attorney Wood presented Exhibit #1 which was the minutes of the December 14, 2011 regular session board meeting where the conditional use permit was granted to Colleen McVicker. Exhibit #2, 3, 4 and 5 were copies of journal entries of 4 cases where McVicker was found guilty of animals at large and was ordered to pay the fine plus court costs to Hitchcock County. Exhibit #6 was a letter to McVicker from Colfer Wood Lyons Wood Law Office informing McVicker of the Hearing on October 9, 2013. Exhibit #7 was over 25 complaints received from citizens to the Village Office about the animals running at large. McVicker spoke on her behalf and informed the Village Board that she is in the process of finding a home for the horse and donkey in another town. McVicker asked the Board to consider allowing them to stay in South Palisade until she can make arrangements to do so. There was discussion about other options such as boarding the animals in a location outside of the city limits. There was discussion about allowing McVicker until the November meeting to have the animals off the property in South Palisade. With no more public comment the Public Hearing was closed at 7:48 p.m. Motion was made by Christner and seconded by Suda to table the revocation of the conditional use permit until the November meeting. Yea: All. Nay: None. Motion carried.

New Business:

Valley Bank & Trust's credit/debit card services was discussed. Clerk Miller will obtain more information and bring it to the November meeting.

Patty Post from the Community Foundation addressed the Board about the foundation's ideas on the sidewalk project that was discussed at the September meeting. The Foundation is proposing a possible ramp with handrails in front of the Post office for easier access. Redoing the sidewalk on the west side of mainstreet was also discussed.

Ray Ridlen from the Community Service Club addressed the Board about adding new lighting to the existing Palisade sign coming into town. The club wants to keep the existing sign but possibly use flood lighting to enhance the lighting on the sign.

The Water/Sewer Rate Study was tabled until the November meeting.

The Village office back room was discussed. Utility Superintendent Miner has the back room cleaned out and the wood floor taken out. Motion was made by Suda and seconded by Christner to have Miner get the supplies needed to finish the room from McCook and proceed with the project. Yea: All. Nay: None. Motion carried.

Contracting propane with Wauneta-Palisade Coop Oil Co. was discussed. The Village Board decided to purchase propane as needed.

Chairman Monnahan signed a Proclamation naming October as National Domestic Violence Month.

Rodney Hunt's resignation from the Planning/Zoning Commission was accepted. Monnahan will present the Board with his appointment at the November meeting. Trustee Suda recommended that a woman be considered as a candidate.

Attorney Wood went over the legal definition of "grandfathered in" clause and clarification of the term. There was discussion on different situations and the difference between the usage of the word structure and use.

The Board reviewed Chapter 9-103 of the Municipal Code pertaining to building permits. Clerk Miller said that her office had issued a large amount of building permits and that she would like the Board to look at the definition and possibly clarify when a building permit is needed and for what. Building Inspector/Zoning Administrator Dennis Wilson agreed with Miller. There was much discussion on the ordinance. The Board directed Attorney Wood to look at the ordinance and get with Wilson and Miller to go over the wording in the ordinance. Wood also stated that he wanted input from the Village Board as well.

Executive Session:

Motion was made by Christner and seconded by Suda to go into executive session at 8:53 p.m. to discuss pending litigation or litigation which is imminent as evidenced by communication of a claim or threat of litigation to or by the public body, to discuss Millers vs. Village. Also the six month job evaluation and compensation review for Village Clerk/Treasurer Miller. Yea: All. Nay: None. Motion carried.

Motion was made by Christner and seconded by Suda to come out of executive session at 9:43 p.m. Yea: All. Nay: None. Motion carried.

Motion was made by Monnahan and seconded by Christner to increase the Village Clerk/Treasurer's hourly wage to \$13.00 an hour. Yea: All. Nay: None. Motion carried.

Reports of Staff, Commissioners & Committees:

Clerk/Treasurer Miller gave her report. Miller informed the Board of the progress to the back office. Miller informed the Board that the Village Office would be hosting a tourism meeting for the Southwest Nebraska Travel Committee on Oct.15, 2013.

Building Inspector/Zoning Administrator Dennis Wilson gave his report. Building permits #156-Andrew door replacement; #159-Hanken shingles; #160-Ward propane tank replacement; #161-replacement of plumbing and inside repairs; #162-Gosch carport; #163-Ward deck; #164-J. Miller landscaping; #165-S. Andrew siding & painting; #166-Miner gutters; #167-Village of Palisade-repairs to office and #168-Smith re-roof front porch were reviewed. Motion was made by Monnahan and seconded by Christner to approve the building permits that were discussed pending Wilson's approval. Yea: All. Nay: None. Motion carried.

Library/Cemetery Commissioner Suda gave the library report. The minutes of the October 8th meeting were highlighted. Suda informed the Board that the Overdrive Program is up and running. Suda also discussed the Library providing a service to home bound patrons on checking out books and delivering the books to their homes. The Library Board is getting bids on a new book drop box. Suda discussed increasing the hours at the library.

Park, Pool and Housing Commissioner Vrbas was not present at the meeting to give his report. The Park Board did not meet in October.

Street, Police and Tree Commissioner Christner had nothing to report.

Water and Sewer Commissioner Hicks was not present at the meeting to give his report.

Health Commissioner Monnahan addressed the Board on a nuisance complaint in South Palisade.

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

Attest:

Kerry A. Miller
Village Clerk/Treasurer