

**REGULAR MEETING FOR BOARD OF TRUSTEES
VILLAGE OF FAIRMONT, NEBRASKA
MONDAY, SEPTEMBER 12TH, 2022**

The Village Board of Fairmont, Nebraska met in regular session on Monday, September 12th, 2022 at 7:00p.m. at the Fairmont Village Hall, 635 6th Ave., Fairmont NE. Notice of the meeting was given in advance according to proper notification by posting of meeting notice at Heartland Bank-Fairmont Branch, U.S. Post Office and Fairmont Village Hall. Chairperson Donald A Moses called the meeting to order. Clerk/Treasurer Karen Margheim recorded the minutes. Board members present upon roll call were: Don Moses, Tricia Galusha-Chapman, and Jack Slocum. Absent Austin Jarosz and David Seggerman. Visitors to the meeting were: Rod Ehmen, Shandra Reinsch, Victoria Verhage, Mike Scheil, Tyler Salmon, and Anna Yates. Chairperson Moses noted that a copy of the Open Meetings Act was posted on the bulletin board in the council meeting room for public inspection and review. Slocum moved and Chapman seconded to approve the minutes of the August 8th, 2022 Regular meeting, to approve the minutes of the August 22nd, 2022 Special meeting and August 29th, 2022 Special meeting. Voting: 3 ayes, 0 nays, 2 absent. Motion passed. The Treasurer's Report for August 2022 was placed on file.

Budget Hearing-review 2022-2023 Budget documents

At 7:01pm a motion was made by Chapman, seconded by Slocum to open the hearing. Roll call vote – 3 ayes, 0 nays, 2 absent. Motion passed. After no comments or questions were received, at 7:02 a motion was made by Chapman, seconded by Slocum to close the hearing. Roll call vote – 3 ayes, 0 nays, 2 absent. Motion passed.

Public Hearing for Setting Tax Levy-review of proposed levy for Fiscal Year 2022-2023

At 7:02pm a motion was made by Slocum, seconded by Moses to open the public hearing for setting the Tax Levy for Fiscal Year 2022-2023. Roll call vote – 3 ayes, 0 nays, 2 absent. After no comments or questions were received, at 7:03pm a motion was made by Chapman, seconded by Slocum to close the hearing. Roll call vote – 3 ayes, 0 nays, 2 absent. Motion passed.

Budget Ordinance #22-550

A motion was made by Slocum, seconded by Chapman to waive the 3 reading requirements to approve an ordinance. Roll call vote – 3 ayes, 0 nays, 2 absent. Motion passed. A motion was made by Chapman, seconded by Slocum to approve the Budget Ordinance #22-550. Roll call vote – 3 ayes, 0 nays, 2 absent. Motion passed.

Resolution 2022-07 Budget/Property Tax Request for Fiscal Year 2022-2023

A motion was made by Slocum, seconded by Chapman to approve Resolution 2022-07 setting the Budget/Property Tax Request for Fiscal Year 2022-2023 at \$387,888.90 for the General Fund and \$257,097.98 for the Bond Fund. Roll call vote – 3 ayes, 0 nays, 2 absent. Motion passed.

One & Six Year Road Plan Hearing & Consideration of Resolution 2022-08 One & Six Year Road Plan

At 7:05pm a motion was made to open the hearing by Chapman, seconded by Moses. Roll call vote – 3 ayes, 0 nays, 2 absent. Motion passed. At 7:06pm a motion was made to close the hearing by Slocum, seconded by Chapman. Roll call vote – 3 ayes, 0 nays, 2 absent. A motion was made by Chapman, seconded by Slocum to approve Resolution 2022-08 for the One & Six Year Road Plan. Roll call vote – 3 ayes, 0 nays, 2 absent. Motion passed.

Drug Testing Policy

A review of the updated random drug testing policy was conducted. A change included after a positive drug test an employee has the option for treatment at the employee's expense (after insurance coverage) in order to keep their job. After a second positive test, employment will be lost. There was also a question regarding prescription drugs and HIPPA regulations. Updates to the policy will be made by the Village attorney.

League of Nebraska Municipalities Membership Dues-\$3,948.00

A motion was made by Slocum, seconded by Chapman to approve paying membership dues to the League of Nebraska Municipalities in the amount of \$3,948.00. Roll call vote – 3 ayes, 0 nays, 2 absent. Motion passed.

League of Nebraska Municipalities Membership-Utilities Section Dues-\$482.00

A motion was made by Moses, seconded by Chapman to approve paying dues in the amount of \$482.00 to the League of Nebraska Municipalities for membership with the utilities section. Roll call vote – 3 ayes, 0 nays, 2 absent. Motion passed.

Glenwood Communications Fiber & ARPA Funds

A motion was made by Chapman, seconded by Slocum to reimburse Midwest Mobile Tech for half of the expenses they incurred to bring Glenwood fiber to town using ARPA funds. The amount of the reimbursement is \$17,427.30. Roll call vote – 3 ayes, 0 nays, 2 absent. Motion passed.

Senior Center Checking Account

Nothing will change with the account at this time. It will be discussed in further detail by the Senior Center board members.

Claims

A motion was made Slocum and seconded by Moses to approve the claims. Roll call vote – 3 ayes, 0 nays, 2 absent. Motion passed. After the executive session later in the meeting, this motion was rescinded and a motion was made to approve the claims with the exception of claim #14127. Roll call vote – 3 ayes, 0 nays, 2 absent. Motion passed.

Old Business

None

Aging Services-Shandra Reinsch

A motion was made by Slocum, seconded by Chapman to approve the bid for remodeling the Senior Center in the amount of \$9,247.00 from Cavapa Construction. Roll call vote – 3 ayes, 0 nays, 2 absent. Motion passed.

Village Marshal Report – Tyler Salmon

Marshal Salmon touched on his report which was submitted to the Board of Trustees. A discussion on some of the calls he has taken care of over the last month was commented on. Nuisance properties were talked over. Marshal Salmon notified the Board he will be attending an upcoming training in October.

Utility Superintendent Report – Mike Scheil

Utility Superintendent Scheil discussed some of the items on his daily report. There has been a start to the lagoon project. The bottom has been shredded. Great Plains Power has completed the north electrical project. The anticipated end date for the paving project by Casey's was talked about. Steve Parr, JEO Consulting Group, Inc. will be typing a letter over the expected timeline.

Clerk/Treasurer Report-Karen Margheim

Clerk Margheim gave an update from the latest weekly NPPD webinars. A bond payment in the amount of \$15,886.25 will be made this week. When a holiday falls on a Payroll processing Monday, the pay date will need to be pushed back a day to Thursday of that week instead of Wednesday.

Payment Arrangement(s)

A review of utility accounts ready for shut off notices occurred. A motion was made by Chapman, seconded by Moses to send shut off notices to the overdue accounts and to approve payment arrangement #358. Roll call vote – 3 ayes, 0 nays, 2 absent. Motion passed.

Correspondence

A motion was made by Slocum, seconded by Chapman to enter into executive session at 8:26pm to discuss pending litigation. Roll call vote – 3 ayes, 0 nays, 2 absent. Motion passed. At 8:47pm a motion was made by Chapman, seconded by Slocum to exit executive session. Roll call vote -3 ayes, 0 nays, 2 absent. Motion passed.

Adjournment

A motion was made by Slocum, seconded by Chapman to adjourn the meeting at 8:59pm. Roll call vote – 3 ayes, 0 nays, 2 absent. Motion passed.

The next Regular Meeting will be held on Tuesday, October 11th, 2022 at 7:00pm.

DONALD MOSES,
CHAIRPERSON

KAREN MARGHEIM,
CLERK/TREASURER

Claims

34 Electric	Su	\$35.58
AFLAC	Ins	\$639.40
AKRS Equipment	Re	\$1,540.87
Ameritas	Re	\$1,764.78
Aurora Coop	Fuel	\$0.00
Bankcard/CMS	Fee	\$267.98
Black Hills	Ut	\$447.92
Blue Cross/Blue Shield	Ins	\$7,166.22
BOK Financial	Bo	\$15,886.25
Brody Chemical	Su	\$819.22
Burton	Ex	\$85.00
Dawson Electric	Ex	\$265.48
Dutton-Lainson Company	Su	\$1,828.63
Eakes	Ex	\$247.57
Eakes	Su	\$45.72
Electric Pump	Re	\$6,615.29
Fairview Manor	Ex	\$705.00
Farmer Coop	Fuel	\$272.00
Farmer Coop-Fire Dept	Fuel	\$91.09
First Concord Benefits	Fee	\$48.00
First Concord Benefits	Ex	38.56
First Concord Benefits	Re	\$1,036.20
First National Bank of Omaha	Su	\$725.30
First National Bank of Omaha	Su	\$783.05
First National Bank of Omaha	Su	\$7.37
First National Bank of Omaha	Su	\$153.42
First National Bank of Omaha	Su	\$2.08
GBE (Gabriel, Burger & Else)	Ex	\$3,750.00
Great Plains Power	Re	\$65,148.00
Hawkins Water Treatment	Su	\$1,196.62
Heartland Bank	Fee	\$20.00
Heartland Bank	Fee	\$18.00
Integrated Security Solutions	Ex	\$88.00
JEO Consulting Group, Inc.	Ex	\$1,025.00
John Deere Financial	Re	\$212.80
Kopchos	Ex	\$25.00
Lawson Products	Su	\$89.81
League of NE Municipalities	Dues	\$482.00
League of NE Municipalities	Dues	\$3,948.00
Logan Majors	Re	\$36.28
Madison National Life	Ins	\$30.74
Maguire Iron, Inc.	Ma	\$27,434.00
Mary Seggerman	Re	\$11.25
Michael Swanson	Re	\$40.44
Mobile Tech Inc.	Ex	\$2,897.00
NE Public Power District	Ut	\$33,273.79
NE Public Health Envir. Lab	Ex	\$395.00
NEON Link	Ex	\$77.80
NMPP/MEAN	Ex	575.00

NE Municipal Clerk's Assoc.	Dues	\$50.00
One Call Concepts, Inc.	Ex	\$20.56
Paycom	Fee	\$667.41
Payroll		\$20,804.14
Payroll Taxes		\$7,964.55
Perennial Public Power	Ut	\$12.03
Perennial Public Power	Ut	\$1,997.04
Pitney Bowes	Ex	\$254.55
Shandra Reinsch	Re	\$203.76
State of Nebr.	Tax	\$2,783.14
State of Nebr.	Fee	\$25.01
The Nebraska Signal	Ex	\$135.14
Vericheck	Ex	\$54.95
Verizon	Ut	\$37.06
Viaero	Ut	\$377.83
Village	Ut	\$3,633.60
Windstream	Ut	\$122.70
Windstream	Ut	\$88.30
Windstream	Ut	\$440.48
Windstream	Ut	\$166.34

RESOLUTION 2022-07
RESOLUTION SETTING THE PROPERTY TAX REQUEST

WHEREAS, Nebraska Revised Statute 77-1632 and 77-1633 provides that the Governing Body of the Village of Fairmont passes by a majority vote a resolution or ordinance setting the tax request; and

WHEREAS, a special public hearing was held as required by law to hear and consider comments concerning the property tax request;

NOW, THEREFORE, the Governing Body of the Village of Fairmont resolves that:

1. The 2022-2023 property tax request be set at:
General Fund: \$ 387,888.90
Bond Fund: \$ 257,097.98
2. The total assessed value of property differs from last year's total assessed value by -8.31 percent.
3. The tax rate which would levy the same amount of property taxes as last year, when multiplied by the new total assessed value of property would be 0.817984 per \$100 of assessed value.
4. The Village of Fairmont proposes to adopt a property tax request that will cause its tax rate to be 0.748266 per \$100 of assessed value.
5. Based on the proposed property tax request and changes in other revenue, the total operating budget of the Village of Fairmont will increase (or decrease) last year's budget by -22.79 percent.
6. A copy of this resolution be certified and forwarded to the County Clerk on or before October 15, 2022.

Moved by: Slocum

Seconded by: Balusha-Chapman

Upon roll call, the Board voted as follows:

YEAS: Jack Slocum, Inga Balusha-Chapman,
 + Don Moses

NAYS: none

ABSENT: Dave Seegerman + Austin Jarosz

The Chairman thereupon declared said motion duly carried and said Resolution adopted this 12th day of September, 2022.

ATTEST,

 Kamen Mayham
Clerk

 9-12-22
Date Approved

**RESOLUTION 2022-08
One & Six-Year Road Plan**

WHEREAS, the City Street Superintendent has prepared and presented a One Year and Six Year Plan for Street Improvement Program for the Village of Fairmont, and

WHEREAS, a public meeting was held on the 12th day of September, 2022, to present this plan and there were no objections to said plan;

THEREFORE, BE IT RESOLVED BY THE CHAIRMAN AND VILLAGE BOARD OF TRUSTEES OF FAIRMONT, NEBRASKA, that the plans and data as furnished are hereby in all things accepted and adopted.

PASSED AND APPROVED this 12th day of September, 2022.

FAIRMONT VILLAGE BOARD

By 
Chairman

ATTEST:


Clerk

The foregoing resolution was presented and after discussion, it was moved by Chapman seconded by Stocum that said Resolution be adopted, and upon roll call, the Board voted as follows:

Upon roll call, the Board voted as follows:

YEAS: Tricia Balusha-Chapman, Jack Stocum, + Don Moses

NAYS: none

ABSENT: Dave Seigerman + Austin Jansz

The Chairman thereupon declared said motion duly carried and said Resolution adopted this 12th day of September, 2022.

ORDINANCE #22-550
Budget FY 2022-2023

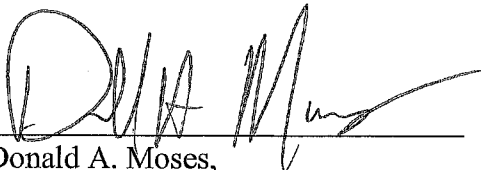
AN ORDINANCE TO ADOPT THE BUDGET STATEMENT TO BE TERMED THE ANNUAL APPROPRIATION BILL; TO APPROPRIATE SUMS FOR NECESSARY EXPENSES AND LIABILITIES; TO PROVIDE FOR AN EFFECTIVE DATE.

BE IT ORDAINED BY THE CHAIRPERSON AND THE VILLAGE BOARD OF THE VILLAGE OF FAIRMONT NEBRASKA:

Section 1. That after complying with all procedures required by law, the budget presented and set forth in the budget statement is hereby approved as the Annual Appropriation Bill for the fiscal year beginning October 1, 2022 through September 30, 2023. All sums of money contained in the budget statement are hereby appropriated for the necessary expenses and liabilities of the Village of Fairmont. A copy of the budget document shall be forwarded as provided by law to the Auditor of Public Accounts, State Capitol, Lincoln, Nebraska; and to the County Clerk of Fillmore County, Nebraska, for use by the levying authority.

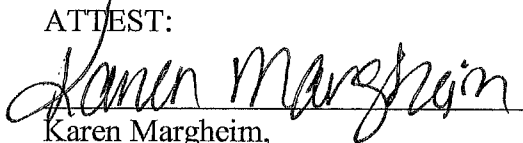
Section 2. This ordinance shall take effect and be in full force from and after its passage, approval and publication as required by law.

Passed and adopted this 12th day of September, 2022.



Donald A. Moses,
Chairperson

ATTEST:



Karen Margheim,
Village Clerk/Treasurer

CERTIFICATE OF PASSAGE

STATE OF NEBRASKA)
) ss.
COUNTY OF FILLMORE)

I, Karen Margheim, Village Clerk of the Village of Fairmont, Nebraska, hereby certify that the above and foregoing Ordinance No. 22-550 was passed as such by the Chairperson and Board of Trustees of said Village at the Regular Meeting of said governing body at the time stated in said ordinance. In witness whereof, I have unto affixed my hand and the seal of said Village on this 12th day of September 2022.

Karen Margheim,
Village Clerk/Treas.

(Seal)

