

VILLAGE OF DUNCAN BOARD MEETING
March 13th, 2023 7:00 PM – Village Hall, 906 8th Street, Duncan, NE 68634

The monthly board meeting of the Village of Duncan Board of Trustees was called to order at 7:00 PM by Chairperson, Nick Wagoner. The Chairperson publicly stated to all in attendance that a current copy of the Nebraska Open Meetings Act was available for review and indicated the location of such copy in the room where the meeting was held in the Village Hall. Board members present were Lance Denbo, Steve Langton, Nick Wagoner and Jerusha Ratcliffe. Joe Boruch was absent—at water conference. Also, in attendance was Chris Blaser, Peg Saunders and Village Staff: Michelle Schindel and Marianna Evans. *A motion was made to approve the minutes from the meeting on February 13th, by Ratcliffe, second---Langton. Vote was as follows: voting aye—Denbo, Langton, Wagoner, Ratcliffe. Voting nay—none. The Chairman carried the motion.* Wagoner presented Evans with a scholarship to pay for her Clerk Conference, issued by JEO Engineering and Consulting for being an outstanding Clerk. He reported that he was asked to present it due to Viv (JEO Representative) attending the water conference and was unable to attend the meeting. Wagoner then continued with the agenda.

Unfinished Business:

Water Project Easement Negotiation Update Evans reported that Reves had been attempting negotiations with three of the seven property owners on the easements. She stated that Reves is having a hard time with one and the other two won't even respond to his calls, voicemails and text messages. Evans reported sending a letter to Paczosa with a copy of the project and easement and letter explaining all. She stated she had not heard anything back. She advised in the letter for him to contact Reves as soon as possible. Peg Saunders presented her issues of the easement to the board. She stated that she wanted access to the property for development, the easement would take out trees and that the easement would prevent a developer from putting a house in the corner. Evans reported that Reves would be the expert on the setbacks and whether they could put a house there anyway but he is gone at his water conference. Saunders was given a copy of the easement. Saunders stated that this was not the map she had seen initially. Evans stated that she had only been given one easement from the engineers and this was it. Evans reported that the Village Engineer and Reves walked their property with Thaine Saunders and Thaine asked for the line to be moved to a different part of the property. The engineer drew plans with the line where Thaine requested it be put. Thaine, the engineer and Reves discussed at that time that it would be the best place for it if anyone were to ever develop the land. The homes could hook up to the line and the developer wouldn't have to pay for the line to be put in. Saunders and the board discussed further and Evans asked Saunders what she and Thaine were uncomfortable signing the easement for. Saunders stated that she just wants that land to be able to be developed some day. Evans stated that the line was planned where it was for that reason and that them signing this easement will have no effect on the land being developed in the future. Saunders worried about the effect the easement would have on the land value. She wants the Village to create access to the land for developers. Evans asked Saunders if she had a plat filed yet or an engineering plan or engineer hired yet. Saunders stated no. Evans stated that the process for what she is asking for would be for a plat and engineer plans to be filed with the Planning & Zoning Administrator and if approved, she could then come to the Board and ask for help with developing the land. Evans stated that the Village Board would listen to any requests and would work with anyone that wants to develop the town. The board agreed that they want the best for Duncan. No further discussion was had with Saunders. Evans went on to report that this project is on a timeline and that we cannot wait forever to get moving with it. She stated we have to get several permits from entities and they are expensive and have time limits on them. She stated that she had received the new quote on changing the plans to appease Saunders and not cross their property at all. She reported that JEO submitted a quote for an extra \$25,000-30,000. They had also stated that it was not an appropriate place to put the main line. The board discussed and agreed that giving it another week or two at most and then moving forward with eminent domain if necessary.

Utility Superintendent Job Opening Update Evans reported that she had received up to 13 resumes and applications, mostly from Indeed. She stated she would have Reves and Wagoner look through them once Reves is back from his conference and Evans gets back from hers. Then she can set up interviews with whomever they wish. No further report.

New Business:

Proposed SDL (Special Designated Liquor License)-Ribfest Evans reported that this is the usual request for the usual dates and times. She stated that board members should have a copy in their packet in front of them. A motion to approve the request for an SDL for Ribfest June 24 and 25th was made by Denbo, second—Langton. *Vote was as follows: voting aye—Denbo, Langton, Wagoner, Ratcliffe. Voting nay—none. The Chairman carried the motion.*

Proposed Street Closure for Ribfest 2023 Evans directed the board to their packets where they have a copy of the drawing from Schlesinger for the street closure. Evans reported that it is the same as usual. The Board reviewed the map and a motion to approve the street closure request for June 23, 24 and 25 was made by Langton, second—Ratcliffe. *Vote was as follows: voting aye—Denbo, Langton, Wagoner, Ratcliffe. Voting nay—none. The Chairman carried the motion.*

Proposed R23-276 Pivot Use Contract (Blaser) Evans reported that Blaser, who owns the land around the lagoons and who sold the Village an acre for our new tree pile, had requested use of our pivot to water his crops. The current contract requires Blaser to pump out our lagoon as directed in contract, however, he would like to hook up his own pump and well to our pivot to give his crops the water they need to produce better. Evans presented a contract and Resolution to the Board for this usage. She reported that nothing from the original contract will be affected. And when that contract term is up, it could be combined into one contract. Blaser presented to the microphone and answered questions. The board agreed that this would be fine. Evans reads R23-276 aloud and a motion to approve R230276 was made by Langton, second—Denbo. *Vote was as follows: voting aye—Denbo, Langton, Wagoner, Ratcliffe. Voting nay—none. The Chairman carried the motion.*

Proposed Pivot Use Contract Evans read the contract aloud and Board members reviewed it again. A motion to approve the Pivot Use Contract was made by Langton, second—Denbo. *Vote was as follows: voting aye—Denbo, Langton, Wagoner, Ratcliffe. Voting nay—none. The Chairman carried the motion.* Chairman Wagoner signed the contract and Evans handed it to Blaser to review and return once he was confident in signing it.

Departmental Reports:

Utilities Evans stated that Boruch had attended the NeNWSWC meeting and asked her to report his notes. Evans read what Boruch had noted. No further report.

Parks & Rec. no report.

Planning & Zoning no report.

Clerk Report Evans reminded the Board that she will be out of the office this Wednesday through Friday due to her Clerk Conference.

Treasurer Report & Updates—Approval of Bills Schindel handed out monthly recap reports to the board. The board reviewed all bills. *A motion to approve all bills as reported was made by Denbo, second—Langton. Voting aye—Denbo, Langton, Wagoner, Ratcliffe. Voting nay—none. The Chairman carried the motion.*

All meetings are open to the public and a current agenda for said meetings will be posted and available for public inspection at the office of the Village Clerk, Post Office, T-Bone 2 and the Village website on the Thursday prior to the meeting. The next meeting will be on **April 10, 2023 at 7:00 PM**. Being no other business, adjournment was made by Wagoner at 7:54p.m.

Minutes recorded and submitted by: Marianna Evans (Clerk)