

CLARKS VILLAGE BOARD PROCEEDINGS
September 21, 2023

The Clarks Village Board of Trustees met in special session, Wednesday, September 21, 2023 at Village Hall. Chairman Manstedt convened the meeting at 7:00 p.m. referencing display of the Open Meeting Laws.

Notice of the meeting was given in advance thereof by posting in at least three public places which is the designated method for giving notice to the Village and in the Republican-Nonpareil newspaper.

Advance notice of the meeting was also electronically mailed to the Chairman and each member of the Board of Trustees. A copy of the Acknowledgement of Receipt of Notice of Meeting is attached to these minutes.

Attending Board of Trustees: Norm Manstedt, Joe Ramold, and Donn Glynn. Kelly Urkoski arrived at 7:02 p.m. Absent: James Parsons. Village Representatives in attendance: Kari Podliska and Accountant Bob Beran.

Public Hearing for the 2023-2024 Budget opened at 7:02 p.m. No public was present for the Hearing. Motion to Close public hearing at 7:03 p.m. by Ramold, second Urkoski. Roll call vote: Glynn, Manstedt, Urkoski, Ramold. Carried 4-0.

Motion to approve the additional 1% increase in the Restricted Funds subject to limitation by Urkoski, second Glynn. Roll call vote: Manstedt, Ramold, Urkoski, Glynn. Carried 4-0.

Motion to approve the Budget for 2023-2024 by Glynn, second Ramold. Roll call vote: Glynn, Ramold, Urkoski, Manstedt. Carried 4-0.

Motion to approve Resolution 2023-0921.1 setting the Property tax request by Ramold, second Urkoski. Roll call vote: Manstedt, Urkoski, Glynn, Ramold. Carried 4-0.

RESOLUTION SETTING THE PROPERTY TAX REQUEST
RESOLUTION NO. 2023-0921.1

WHEREAS, Nebraska Revised Statute 77-1632 and 77-1633 provides that the Governing Body of the Village of Clarks 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 Clarks resolves that:

1. The 2023-2024 property tax request be set at:
General Fund: \$ 102,089.29
Bond Fund: \$ -
2. The total assessed value of property differs from last year's total assessed value by 5.42 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 0.474294 per \$100 of assessed value.
4. The Village of Clarks proposes to adopt a property tax request that will cause its tax rate to be 0.5 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 Clarks will increase (or decrease) last year's budget by 18.18 percent.
6. A copy of this resolution be certified and forwarded to the County Clerk on or before October 15, 2023.

Motion by Ramold, second Urkoski to adopt Resolution #2023-0921.1. Voting yes were: Manstedt, Urkoski, Glynn, and Ramold. Carried 4-0. Dated this 21st day of September, 2023.

Motion to approve Resolution 2023-09123 to file a special assessment and lien against properties for delinquent bills. Motion to approve Glynn, second Urkoski. Roll call vote: Ramold, Glynn, Urkoski, Manstedt. Carried 4-0.

RESOLUTION NO. 2023-092123

RESOLUTION TO FILE NOTICE OF SPECIAL ASSESSMENT AND LIEN AGAINST PROPERTIES FOR DELINQUENT UTILITY BILLS

The Board Chairperson and Board of Trustees of the Village of Clarks, Nebraska (collectively “Board”), in regular session assembled at the Village Office in Clarks, Nebraska, on this 21st day of September, 2023, hereby resolve as follows:

WHEREAS, Section 3-109 of the Code of Ordinances of the Village of Clarks, Nebraska provides that the Village may have a lien upon real property for delinquent waters for such bills that are sixty days or more delinquent in the payment of water rent; and

WHEREAS, unpaid water bills shall become a lien against the applicable property upon the recording of a notice of such lien in the office of the Register of Deeds of Merrick County, Nebraska, pursuant to Neb. Rev. Stat. §17-538 and Section 3-109 of the Code of Ordinances of the Village of Clarks, Nebraska;

WHEREAS, the owners of certain properties located within the corporate limits of the Village have failed to pay their water bills and such bills have been delinquent for more than 60 days.

NOW, THEREFORE, the Chairperson and Board of Trustees of the Village of Clarks, Nebraska, in consideration of the foregoing recitals, hereby adopt the following Resolution:

RESOLVED, that the Village Clerk be and hereby is directed to file a notice of special assessment and lien for delinquent waters for such bills against each property described in Exhibit “A” in the office of the Register of Deeds of Merrick County, Nebraska.

BE IT FURTHER RESOLVED, that the notice of special assessment and lien to be filed by the Village Clerk with the office of the Register of Deeds of Merrick County, Nebraska, shall substantially comply with the Notice of Special Assessment and Lien attached hereto as Exhibit “B” and incorporated herein by reference.

PASSED AND APPROVED this 21st day of September, 2023.

Exhibit “A”

<u>LEGAL DESCRIPTION</u>	<u>AMOUNT</u>
Lot 10, Block 2, Hawley’s Addition to Clarks, Merrick County, Nebraska address is commonly known as 422 W. Amity	\$130.64
Tract 2 and Tract 3 in Lot 1, all in Block 15, County Subdivision of the NE ¼ of Section 1, Township 14 North, Range 5, West of the 6 th P.M., Clarks, Merrick County, Nebraska Address is commonly known as 601 E Amity	\$114.51

Discussion on Zoning permit for 301 E Amity. Planning and Zoning approved the application since a building was removed (lean-to) that allowed only 2 accessory buildings on the property now. The board did not need to approve this based on the Zoning regulations were met and approved by P & Z Board.

Citing completion of agenda items, Chairman Manstedt adjourned the meeting at 7:40 p.m.

I the undersigned Clerk hereby certify that the forgoing is a true and correct copy of the proceedings by the Mayor and Council; that all of the subjects included in the foregoing proceedings were contained in the agenda for the meeting, kept continually current and available for public inspection at the office of the Clerk; that such subjects were contained in said agenda for at least twenty-four hours prior to said meeting; that at least one copy of all reproducible material discussed at the meeting was available at the meeting for examination and copying by members of the public; that the said minutes were in written form and available for public inspection within ten working days and prior to the next convened meeting of said body; that all news media requesting notification concerning meetings of said body were provided advanced notification of the time place and of said meeting and the subjects to be discussed at said meeting.

APPROVED:

Norm Manstedt, Trustees Chairman

Kari Podliska
Clerk/Treasurer