VILLAGE of SUTHERLAND
BOARD OF TRUSTEES Regular Meeting
August 12, 2026 at 6:00 P.M.

The Village of Sutherland Board of Trustees held a Regular Meeting on August 12, 2026, at 6:00 P.M. in the Village of Sutherland Meeting Room, located at 1200 First Street, Sutherland, Nebraska. Notice of these meetings was given by posting notice in four public places, the designated method by the Village Board of Trustees. The agenda for this meeting was kept continuously current and available for inspection at the Office of the Village Clerk.

Chairman Meyer called the Regular Meeting of the Board of Trustees to order at 6:00 PM Members present upon roll call were Scott Meyer, Kim Backer, Felicia Patrick, Derek Dempcy and Justin Nelms. Quorum was established. Also present were Village Attorney Rory Roundtree, Village Superintendent Casey Kendall, and Village Clerk Bonnie Ralston. Guests present were Paul Brune with NPPD, Phil Pope with WSP, Jim Dickerson, Trenda Seifer, Kelli Kaps, and Milan Moore. If all the names are not included, it is only by error, absence of signature or undecipherable signature in the guest book.

The Board of Trustees and all present rose and recited the Pledge of Allegiance.

Chairman Meyer gave notice of the open meeting law poster and its location on the west wall of the meeting room. Meyer also stated the proper procedure for guests.

At this time, the Board opened the floor for comments from the public. Chairman Meyer stated that all comments need to be directed to the Chair and that there was a five-minute time limit. Chairman Meyer also said that there would be no discussion by the Board on comments by the public that were not on the agenda. Having no comments from the public, Chairman Meyer continued with the meeting.

Chairman Meyer asked for a motion to approve the agenda as presented. Motion Backer to approve the agenda as presented. Second Nelms. Voting yes: Meyer, Dempcy, Patrick, Nelms, Backer. Voting no: none. Motion carries.

The Board read the minutes for the July 22, 2026 Board of Trustees regular meeting. Motion Patrick to approve the minutes as presented. Second Dempcy. Voting yes: Patrick, Dempcy, Backer, Meyer. Nelms approved on content only. Voting no: none. Motion carries.

The minutes for the August 6, 2026 budget work session were presented for approval. Motion Backer to approve the minutes as presented. Second Patrick. Voting yes: Dempcy, Backer, Meyer, Patrick, Nelms. Voting no: none. Motion carries.

UNFINISHED BUSINESS:

Walnut Street property was addressed. Chairman Meyer stated this will need to go to executive session at the end of the meeting.

Sewer lagoon was on the agenda. Superintendent Kendall had nothing new to report.

Discussion and action on Ordinances to be updated in the crime commission system was discussed next. Attorney Roundtree has prepared an ordinance to create waiverable fines. A third reading of Ordinance #690 was made by title.

ORDINANCE NO. 690

AN ORDINANCE OF THE VILLAGE OF SUTHERLAND, LINCOLN COUNTY, NEBRASKA, TO AMEND AND REPLACE § 70.99 PENALTY AND TO AMEND AND REPLACE § 72.99 PENALTY OF THE SUTHERLAND CODE OF ORDINANCES; TO REPEAL ALL OTHER ORDINANCES AND RESOLUTIONS, OR PARTS THEREOF IN CONFLICT; TO PROVIDE THAT THE PROVISIONS OF THIS ORDINANCE SHALL BE MADE A PART OF THE CODE OF THE VILLAGE OF SUTHERLAND; AND TO PROVIDE THE DATE THAT THIS ORDINANCE SHALL TAKE EFFECT.

Motion Backer to pass Ordinance #690 and have the appropriate people sign. Second Patrick. Voting yes: Backer, Patrick, Nelms, Meyer, Dempcy. Voting no: none. Motion carries.

Storm drainage was next on the agenda. Backer requested this remain on the agenda until Kendall hears from Village Engineer Werblow and the State Department of Roads.

Discussion and action on purchasing a CD with a portion of the Infrastructure money was on the agenda. CD rates from Adams Bank & Trust for investments of $200,000 and $300,000 were presented to the Board for consideration. Meyer asked if this was for a 6-month term. Clerk Ralston stated it was and that she had been told the interest could either be rolled over or placed into an account before the CD was renewed. Backer asked if the office had reached out to Hershey State Bank to get CD rates. Meyer stated he had not asked the office to do so since the Infrastructure account is at Adams. Backer feels it would be fair to reach out to both. The Board agreed. The office will reach out and this will remain on the agenda.

NEW BUSINESS:

Paul Brune was next on the agenda with a presentation from NPPD. Brune was here to give an update on the progress of the NPPD R-project. Brune spoke about the permit that was granted by the Fish and Wildlife department and the subsequent issues with the permit. He explained that preconstruction activity could be continued, such as survey work and hauling materials. A preliminary injunction was issued in June which affected some of the work being done, such as any soil disturbing activities, in the area covered by the permit. Mr. Brune said this area is from Stapleton north to Thedford and then east to Halsey. The injunction did not affect any construction south of Stapleton to the Gerald Gentleman plant, and work continues in this area. Brune also discussed the timeline for construction in this area, with the majority of the current construction being completed by the end of the year. Backer asked if Mr. Brune would be able to provide the office with a map of the route the project wis following. He stated he could send one to the office. Brune also let the Board know that extra efforts have been made to work closely with local fire departments out of consideration of how dry it has been and the number of wildfires this year. Brune assured the Board that the construction companies are well prepared and are being good stewards of the land. Trenda Seifer asked if a digital copy could be provided for her to possibly print in the Courier Times and post on the Courier Facebook page. Brune told Seifer that a digital copy could be sent.

NPPD has completed a system inventory and discovered that there has been an error in billing. This request for payment was presented to the Board. Backer told the Board she has spoken with Kendall, and he had not seen a copy of the audit or a map of the streetlights. Backer asked if one could be obtained. Meyer said the letter sent by NPPD stated there were streetlights the Village was not being billed for, but their people were the ones who installed the streetlights. Backer said that the Village doesn't know what we are being billed for. Attorney Roundtree pointed out that the letter says the changes happened in 2019. Patrick wondered why they were just now catching the error. Discussion followed about the service rules and regulations for NPPD. Meyer agreed an inventory would be nice to have and Roundtree stated that according to the letter sent, NPPD does have an inventory of the lights. Milan Moore asked if the new lights were ones requested by the Village. Meyer and Kendall said that the Village has requested a few. Kendall clarified that when new lights are requested they have to be approved through Ogallala before being put up. Moore asked if lights were put up that the Village had not requested, the Board replied that until we have an inventory they don't know the answer to that. The question of "reasonable care" stated in the service rules and regulations was raised. Roundtree also wanted to note that the letter stated the Village was being billed for lights that had been removed and not billed for lights that had been installed, with no indication of how many lights that had been removed had remained on the Village billing. The office will reach out concerning this. This will remain on the agenda.

Potentially Dangerous Dogs were addressed. The office had placed this on the agenda to give the Board an update regarding the animals in town who had dogs declared as potentially dangerous by the Sheriff's Department. Clerk Ralston reported that both owners had been mailed certified letter containing the Village regulations for animals declared potentially dangerous and the paperwork that needed to be filled out and returned to the office. Neither later had been picked up at the time of this meeting. The office also had the Sheriff's Department serve a copy of this paperwork and the regulations to each owner. An email was sent to the office with the case numbers and the name of the officer who served the owners. Ralston reported that Village code states the owners have 5 days from receipt of the paperwork to comply or to get rid of the animals. Failure to do so could result in the animals being impounded until the owners comply. Clerk Ralston stated there was nothing the Board needed to do at this point concerning this issue, but she wanted to keep the Board up to date on this.

At this point, Chairman Meyer adjusted the agenda to accommodate the Library Board representative. Kelli Kaps was here for the biannual budget request for the Library. An official letter was included in the packet for $10,000. Kaps asked if it would be possible to set the transfer of budget money up on an automatic schedule. Roundtree addressed this, saying that statute says that a request for a draw on the budget funds has to be presented and he was unsure if an automated transfer would meet statutes. Kaps asked if this was because of Library Commission laws. Roundtree said yes that libraries follow different statutes. Motion Backer to transfer $10,000.00 to the Library account. Second Dempcy. Voting yes: Backer, Patrick, Nelms, Meyer, Dempcy. Voting no: none. Motion carries.

Meyer then adjusted back the regular agenda order. Annual Certification of Program Compliance, including Resolution 2026-08-01, was presented to the Board. This certifies that the Village is in compliance with all state regulations and requirements for public roads. This is tied to the Village receiving highway allocation funds. Motion Backer to adopt Resolution 2026-08-

01. Second Patrick. Voting yes: Patrick, Nelms, Dempcy, Backer, Meyer. Voting no: none. Motion carries. Motion Backer to have the appropriate people sign the Municipal Annual Certification of Program Compliance. Second Patrick. Voting yes: Meyer, Dempcy, Backer, Nelms, Patrick. Voting no: none. Motion carries.

CARC had submitted a recommendation for a grand reimbursement for Sportsman's Cove. Program Administrator Muriel Clark was not able to be present but had sent a letter along with the invoice. Motion Patrick to approve the reimbursement in the amount of $6,394.00 to Sportsman's Cove. Second Dempcy. Kendall asked if before and after pictures could be provided for projects. Discussion followed on the intent of CARC to post pictures of projects once completed. Voting yes: Dempcy, Backer, Meyer, Patrick, Nelms. Voting no: none. Motion carries.

Closing of the Ambulance account at Adam's Bank & Trust was next on the agenda. The ICS account for this was closed in 2024 and a check was given to the Fire Department for those funds. At this time, it was requested that the Village leave the checking account open for any remaining payments from the departments old billing company that may come in. There is currently $208.08 in this account with no movement since 2024. Meyer said the Board had agreed to leave this account open for a year, it has now been two with no deposits. Motion Backer to close the Ambulance account at Adam's Bank & Trust. Second Nelms. Patrick asked if the motion needed to contain where the funds were going. Roundtree said the motion should state how and where the funds were being dispersed. Backer amended her motion to state that the funds would be dispersed to the Fire Department via cashier's check. Nelms agreed he was fine with the amended motion. Voting yes: Nelms, Meyer, Backer, Dempcy, Patrick. Voting no: none. Motion carries. Backer asked if this needed to be included on the claims. Roundtree said this is not a claim.

The purchase of a pressure pipe for the sewer lagoon was discussed next. Kendall said this is the final step to get water into the new lagoon cell. A quote was provided to the Board. Backer asked how many feet were needed. Kendall said he would need 750 feet, but it can only be ordered in large chunks, so he would have to order 1000 feet. Kendall also said that there was someone interested in purchasing the pipe that the Village didn't need. Motion Backer to allow Kendall to purchase the pressure pipe. Second Patrick. Voting yes: Meyer, Dempcy, Patrick, Nelms, Backer. Voting no: none. Motion carries.

An application for payment for Anchor Park Restroom was presented to the Board. This was not included in the claims. Meyer asked if this request could be used to request the funds from the grant before paying the claim. Clerk Ralston told the Board she had spoken with Tiffany, and it was determined that the cleanest way, paperwork wise, would be to request the release of the Hanich Charitable Trust funds and then pay this out of those so there is a clear paper trail. Discussion followed on setting up a transfer line in QuickBooks for the grant funds so there was a clear report. Motion Patrick to have the office request the Hanich Charitable Trust funds to be released. Second Dempcy. Voting yes: Dempcy, Backer, Meyer, Patrick, Nelms. Voting no: none. Motion carries.

OTHER:

- Claims in the amount of $150,465.40 were presented to the Board. Backer asked about

the pool cash drawer claim. Ralston explained that extra money was withdrawn for the pool to use when Kristin was going to be out of town. The money was deposited back into the account the following Monday, it was included on claims because it was a withdrawal from the account. Meyer asked if the Depository Trust Company claim was a bond payment. Ralston said it was an interest only bond payment. Backer asked about the claim for Roger Lathrop, Ralston stated it was for nuisance abatement for the Village. She also asked if the TC Engineering claim was for sewer. Ralston replied that it was for the restrooms at Anchor Park.

FYI INFORMATION:

REPORTS:

- Superintendent Kendall reported that the sport court is in the process of being painted and should be done by the end of the week. Kendall also said he would be gone on vacation for a week.
- Clerk Ralston reported that Hayley's last day will be the 21st. A couple of applications have been turned in to the office.

Trustees Reports:

- K. Backer had nothing to report..
- D. Dempcy had nothing to report.
- F. Patrick had nothing to report.
- J. Nelms told the Board that he had several family members compliment the town and were amazed by the growth of the town. Nelms also asked Kendall about the process of getting a memorial bench placed for his dad. Kendall said he would get together with Nelms and his mother regarding this.
- S. Meyer had nothing to report.

At this time Meyer motioned to enter into executive session for reasons of possible litigation. Second Dempcy. Voting yes: Voting no: none. Motion carries.

At 6:49 the Board entered into executive session for reasons of potential litigation. No action will be taken.

At 7:09 the Board came out of executive session. No action was taken.

Chairman Meyer then adjusted back to the claims. The Flower Market claim was held from the claims. Chairman Meyer felt that this needed to be returned to the Library

Board for alternate payment. Motion Backer to approve the claims as amended. Second Patrick. Voting yes: Dempcy, Backer, Meyer, Patrick, Nelms. Voting no: none. Motion carries.

With no further agenda items to discuss, Meyer asked for a motion to adjourn. Motion Nelms to adjourn the meeting. Second Dempcy. Voting yes: Backer, Patrick, Nelms, Meyer, Dempcy. Voting no: none. Motion carries. Meeting is adjourned at 7:15 P.M.

These minutes are set to be approved at the regular meeting on August 26, 2026.

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Scott Meyer, Chairman
Board of Trustees, Village of Sutherland

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[Seal] Bonnie Ralston, Clerk
Village of Sutherland