

MINUTES  
MAY 3, 2005

The Cedar Creek Board of Trustees met in regular session on May 3, 2005, at 7:00 p.m., at the Village Hall. Board members present: Bode, Muntz, Rydl, Swenson. Absent: Ford. Advance notice of the meeting was given by posting in three public places in the village and by publication in the Plattsmouth Journal.

Motion by P. Swenson, second by D. Muntz, to approve the minutes of the April 5, 2005 meeting of the Board of Trustees. All ayes.

Treasurer's Report:

Account Balances: Checking \$21,898.39, Money Market \$29,107.80  
Claims: Rural Water #3..23.50 Plattsmouth Journal-59.27 Alltel..65.26 OPPD bldg.-111.00 OPPD park..16.00 OPPD street lights-103.13 Jefferson Pilot-133.20 Eagle Services-150.00 Mill Creek Auto..6.49 P Koehler.. 2023.60 Jordan Surveying-200.00 Municipal Code Services-225.00 P Welte 135.87 Earnies..97.15 B Reinsch..410.00 Cass County Sheriff-1214.88 D Newton-375.25 G Bode..104.50 Payroll-2366.37

Motion by Muntz, second by Rydl, to approve the treasurer's report and pay all claims. All ayes.

Police Report:

As reported by the Cass County Sheriff's Department, 76.25 hours of patrol were logged for Cedar Creek during the month of April. There were nine calls for service: 2 Assist Citizen, Vehicle Inspection, Prowler, Check Suspicious, 2 Medical Emergencies, Abandoned 911, Assist Other Agency. The Board was informed, deputies are obligated to spend 2 hours 20 minutes a day patrolling Cedar Creek and there are five deputies on the roads each day. The Board again requested the Sheriffs Department enforce ATV regulations and prohibit underage drivers from operating any vehicle including ATV's, Golf Carts, Mini Bikes, Go Carts, and Scooters on all Public Streets. Also, prohibit driving through the Village Park except while performing maintenance. Chair Bode informed the deputy and board, the Fire Department will install the new address signs this month.

Correspondence:

A letter was received from the State Department of Roads rejecting the Village request to install a directional sign at the intersection of Hwy 73/75 and Hwy 66 and also at the east edge of Louisville.

Notice was received of the Transportation Enhancement Program by the State Department of Roads. The clerk will check village eligibility for enhancement funds.

Notice received from the Omaha Chapter of the Daughters of the American Revolution of upcoming lectures in Plattsmouth. A schedule of the lectures is posted at the Cedar Creek Post Office.

Notice received of the League 2005 Municipal Accounting and Finance Conference on June 22 - 24 in Kearney.

Copies of all Legislative Bulletins were given to board members.

Reports of Officers, Boards, and Committees:

A financial report and donation money was given to Chair Bode by Park Board Chair Carol Sautter. Donations will be deposited in the Park Fund.

Volunteers are to pour the Basketball Court at the Village Park after the May 6 & 7 Fire Department Event.

The Board was informed, Louisville has been scheduling the use of the Cedar Creek Ball Field. A copy of the schedule is located at Stander's Ace Hardware in Louisville.

Dan Muntz, representing the Cedar Creek Fire Department, said the department will burn the tree pile by the river, after the weekend event at the park.

The Cedar Creek Fire Department 1st Annual Cook Off was discussed. The board was informed, 37 teams had entered the contest, a temporary power pole had been installed, and all necessary permits have been secured. OPPD, when putting in the temporary pole, commented that the existing buried cable at the park is undersized.

Unfinished Business:

Metzger vs Village. Notice was received, the trial date has been rescheduled from June 1, 2005 to August 8-12, 2005 at District Court in Plattsmouth.

Cable Franchise. The village has not received any correspondence relating to the bankruptcy of the Cable company, West Com 2. The court or attorney for the company will be contacted regarding abandoned equipment at the Village Park.

Letters mailed to residents in regard to Propane Tank regulations, were discussed by the Board. Compliance of regulations will be monitored and new residents will be notified of the regulations.

Thorough cleaning of village buildings tabled.

Street repairs were discussed at length. Discussion included continuing of patching, getting bids on patching and getting bids on armore coating. Chair Bode requested the matter be tabled to June.

Miscellaneous Business:

The vacant position of Village Floodplain Manager was published and posted. One letter of interest was received. A village resident, Charles Paukert, submitted a letter of interest and according to the letter meets with all requirements for the position. Motion by Swenson, to contract with Charles Paukert for Village Floodplain Manager after a fee amount is agreed on. Second by Muntz. All ayes.

Request for bids on the Rhino TW 96 (8') Rotary Cutter, were published and posted. Four bids were received and opened at the May 3, 2005 meeting. Bids received: Earnest \$50, Fuxa \$800, Morehead \$856, Keller \$911.56. The Board considered the bids and discussed replacement cost. Motion by Muntz, second by Rydl, to reject all bids and keep the Rhino Cutter. All ayes.

New Business:

The Board discussed the possibility of a second road to the lake area. The Burlington Northern & Santa Fe Railway will be contacted in regard to a second crossing and the Cass County Commissioners will be contacted regarding financial assistance.

The condition of Lot #21 on Lake #2 was discussed. The Sarpy/Cass County Department of Health and Wellness will be contacted and requested to provide assistance in resolving the problems. The Cass County Building Inspector will also be contacted. Table to June. Chair Bode will speak to a property owner about complaints received on a vacant property. Property owner of 207 East B was present and informed the board the shingles, trailer, and debris would be removed from the property.

Rural Water District #3 requested permission to put cold patch on the village cold patch pile, to be used by Rural Water when needed. The cold patch to be used by both Rural Water and by Village Maintenance\_ D. Muntz requested the village be able to check repairs done by Rural Water. B. Reinsch commented, the contract states Rural Water is to put streets back to original condition following a water connection. Residents are urged to call Rural Water District #3 at their office in Syracuse with any and all concerns or complaints.

Permits:

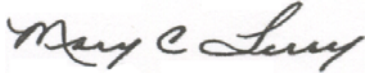
Conditional Use Permit, Paintball Course and Shop, Teri Metzger. Approval recommended by the Planning Commission as long as all setbacks and Floodplain Regulations are met. T. Metzger presented new maps with measurements of the playing fields and setbacks. Attorney Reinsch voiced concerns about the required set backs from roads, property lines, and railroad, asked how far paintball gus will fire. T. Metzger replied approximately 100 ft. Reinsch also stated all Floodplain Regulations are to be enforced\_ T\_ Metzger agreed and stated there will be naojects placed in the floodplain which could become buoyant in the time of 'flooding and all other regulations will be complied with. A Public Hearing will be held on May 23, 2005 at 7:00 p.m., at the Village Hall. Advance notice of the hearing will be given by publication and posting.

The proposed concession stand and restroom at the Village Park was discussed. A benchmark was set at the park giving the elevation at which the structure would be required to be built or the building would be required to be dry floodproofed. After discussion of the project, the board requested it be tabled until further information is available.

Lot #173 Dwelling, tabled from June. The property owner presented an Elevation Certificate showing the location to be in the floodplain and not the floodway. The property owner agreed to get a survey of the property and have it staked by the surveyor and stated he will follow all regulations but the surveyor was having problems because of the questionable location of the road. After a heated discussion between a board member and the property owner, motion was made by Muntz to approve as long as all information is correct and all flood-plain regulations are met. Second by Swenson. All ayes. The County Surveyor will be contacted for additional information on the property.

In additional business, motion by Rydl, second by Muntz, to adopt Resolution 505, committing to an additional 3 year coverage with LARM and receiving a 5% discount by extending the membership. All ayes.

There being no further business to come before the board, motion made by Muntz to adjourn. Second by Swenson. All ayes.



Mary C. Terry  
Municipal Clerk/Treasurer

Planning Commission Meeting May 31, 2005 @7:00 p.m. Village Hall

Board of Trustees Meeting June 7, 2005 @7:00 p.m. Village Hall