

MINUTES  
OCTOBER 4, 2005

The Cedar Creek Board of Trustees met in regular session on October 4, 2005, at 7:00 p.m., at the Village Hall. All board members were present. 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 Rydl, second by Muntz, to approve the minutes of the 9-06-05 regular meeting. All ayes. Motion by Ford, second by Swenson, to approve the minutes of the 9-14-05 public hearing. All ayes.

**TREASURER'S REPORT:**

Account Balances: Checking \$35,242.03, Money Market \$29,312.73, Keno \$45,783.82  
Claims: Rural Water #3..23.50 Plattsmouth Journal..194.38 Alltel..64.24 OPPD  
park..16.00 OPPD building..178.00 OPPD street lights..103.13 Jefferson Pilot..140.60  
Eagle Services..150.00 Earnies..58.57 P Welte..130.00 Mill Creek Auto Parts..9.87  
League of NE Municipalities..405.00 B Ford..309.85 B Reinsch..380.00 Cass County  
Sheriff..1214.88 LARM..8166.00 D Newton..204.25 Payroll..2361.35  
Motion by Muntz, second by Rydl, to approve the treasurer's report and pay all claims.  
All ayes. Clerk instructed to cancel the portable restroom at the village park after the  
halloween event.

**POLICE REPORT:**

The Cass County Sheriff's Department reported 72.68 hours of patrol were logged for Cedar Creek during the month of September. There were 2 calls for service: Check Suspicious, and Telephone Harassment.

**CORRESPONDENCE:**

League of Nebraska Municipalities ballot to vote on a representative for the Opportunity Zone Commission. Ballot completed and faxed as instructed.

League Association of Risk Management property/casualty program report showing open and closed claims.

Cass County Emergency Management Agency memo on compliance of the Incident Command System (ICS) IS-100 and National Incident status. Dan Muntz will be taking the required courses.

**REPORTS OF OFFICERS, BOARDS, AND COMMITTEES:**

Trustee Bob Ford, reported on the annual LARM meeting and on the League Conference held September 21-23 in Kearney, Nebraska and encouraged other trustees to attend future conferences.

Gwen Bode reported on behalf of the Haunted Hollow Committee. The Haunted Hollow will be held on October 29, 2005, from 6:00 p.m. to 9:00 p.m., at the Village Park.

Motion by Muntz, second by Ford, to set a temporary pole for additional electrical service for the event. All ayes.

#### UNFINISHED BUSINESS:

Trustee Dave Rydl, reported he had completed painting of parking lines on the north side of B Street as requested by the board. Chair Bode expressed board appreciation for the completion of the work.

The board reviewed a letter of response to FEMA letters of 8-03-05 and 9-20-05. Approval of the response was given by the Board of Trustees, Attorney Reinsch, and C. Paukert Village Floodplain Manager. The response will be forwarded to FEMA.

Attorney Reinsch reported he has been unable to contact anyone regarding the abandoned cable equipment at the village park. The village will dispose of items which are of no use to the village.

#### ORDINANCES:

Attorney Reinsch read a letter to those present from Cass County Attorney Nathan Cox, in which it is advised not to include ATVs in the proposed ordinance. The County Attorney and the Village Attorney agreed that the village cannot permit ATVs on village Streets therefore the ordinance was redrafted to allow Golf Carts only. A. Steppat requested the Board contact the Attorney General for an opinion. Chair Bode declared, the Board would only consider permitting golf carts at this time. If at some point, ATVs would be considered, it would be on a separate ordinance. Motion by Muntz to waive the three required readings of Ordinance #2005-04. No second. Ford recommended an amendment to the ordinance stating applicant be 18 years of age or older and a property owner in Cedar Creek. Swenson recommended adding the number of passengers allowed on a cart. Motion by Muntz, second by Ford, to waive the three required readings of Ordinance 2005-04. Vote: Bode-yes, Ford-yes, Muntz-yes, Rydl-yes, Swenson-yes. Motion by Muntz to adopt Ordinance 2005-04 as amended. Second by Rydl. Vote: Bode-yes, Ford-yes, Muntz-yes, Rydl-yes, Swenson-yes. Ordinance 2005-04 AN ORDINANCE OF THE VILLAGE OF CEDAR CREEK, NEBRASKA, TO AMEND CHAPTER III OF THE VILLAGE ORDINANCES OF THE VILLAGE OF CEDAR CREEK, BY THE ADDITION THERETO OF AN ORDINANCE TO PERMIT DEFINED GOLF CARTS TO OPERTATE ON THE PUBLIC STREETS OF THE VILLAGE OF CEDAR CREEK, NEBRASKA, PURSUANT TO CERTAIN RULES AND REGULATIONS; TO PROVIDE A PENALTY FOR THE VIOLATION OF THIS ORDINANCE; TO PROVIDE FOR THE SEVERABILITY OF ANY SECTION, CLAUSE, PROVISION OR PORTION FOUND UNCONSTITUTIONAL OR INVALID; TO REPEAL ALL ORDINANCES IN CONFLICT HEREWITH; TO PROVIDE THAT THIS ORDINANCE SHALL BE POSTED IN PAMPHLET FORM AND SHALL BE IN FULL FORCE AND TAKE EFFECT FROM AND AFTER ITS PASSAGE AND APPROVAL AS PROVIDED BY LAW. A permit may be applied for at the Village Office. Cost of an annual permit will be \$10.00. A numbered sticker, provided by the Village, will be attached to the front drivers side of the cart. R. Moses

asked if he will be allowed to drive his ATV when inspecting village streets for snow removal. Chair Bode responded, an exception would be made for village maintenance.

**MISCELLANEOUS BUSINESS:**

P. Welte is to begin pouring the new Basketball Court at the Village Park.

Address signs for the original town of Cedar Creek will be purchased and installed.

**NEW BUSINESS:**

Motion by Ford, second by Swenson, to designate the Home State Bank in Louisville, Nebraska as the Village Depository for fiscal year 2005-2006. All ayes.

Motion by Muntz, second by Rydl, to renew the Snow Removal Contract with Randy Moses. All ayes.

Dave Rydl reported he had completed the annual inspection of the playground at the Village Park with no recommendations.

Dan Muntz, representing the Cedar Creek Volunteer Fire Department, requested the Board assist the Fire Department in purchasing a new pump assembly for the weed wagon. Motion by Rydl, second by Swenson, to give the Cedar Creek Volunteer Fire Department \$4000 toward a new pump assembly after related statements are provided. All ayes. Chair Bode requested the Fire Department submit to the Board a list of needed items.

**PERMITS:**

Lot #41 Fuxa Addition, Dwelling. Permit approved by the Planning Commission and by the Village Floodplain Manager. Motion by Muntz to approve the permit. Second by Rydl. All ayes.

In other business: Trustee Bob Ford will look into requirements for having the railroad crossing declared as a quiet zone; Floodplain Manager Chuck Paukert will look into CRS Insurance Ratings.

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

Mary C. Terry  
Municipal Clerk/Treasurer

PLANNING COMMISSION MEETING 10/25/05 @7:00 P.M. VILLAGE HALL

BOARD OF TRUSTEES MEETING 11/01/05 @7:00 P.M. VILLAGE HALL