

MINUTES
CEDAR CREEK BOARD OF TRUSTEES
FEBRUARY 7, 2006

The Cedar Creek Board of Trustees met for a Public Hearing of the One and Six Year Street Program, at 7:00 p.m., on 2-07-06, at the Village Hall. Advance notice of the Public Hearing was given by posting in three public places in the village and by publication in the Plattsmouth Journal.

The Public Hearing was called to order at 7:00 p.m. by Chair Bode. All board members were present. No comments were made on the proposed program. Motion made by Ford, second by Muntz, to adopt the One and Six Year Street Program for the Village of Cedar Creek as prepared and presented by the Village Street Superintendent, Dennis Jeppson of JEO, directing maintenance only. Roll call vote: Bode yes, Ford yes, Swenson yes, Rydl yes, Muntz yes. Motion by Rydl, second by Muntz, to close the Public Hearing and enter into regular session. All ayes. Time 7:07 p.m.

Chair Bode called the regular session of the Board of Trustees to order. 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 Ford, second by Swenson, to approve the minutes as written and as published. All ayes.

Treasurer's Report:

Account Balances: Checking \$20715.42, Money Market \$29,485.98
Claims: Rural Water #3..23.50 Plattsmouth Journal..82.06 Alltel..85.32 OPPD
park..14.00 OPPD building..178.00 OPPD street lights..103.13 Jefferson Pilot..140.60
Earnies..10.36 JEO..350.00 Cass County Sheriff..1214.88 B Reinsch..125.00 Payroll..
2163.78

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

Police Report:

The Cass County Sheriff's Department reported 75.16 hours of patrol were logged for Cedar Creek during the month of January. There were nine calls for service: 3 Medical Emergencies, 4 Check Suspicious, Abandoned 911, Welfare Check.

Correspondence:

Legislative Bulletins, provided by the League of Nebraska Municipalities, were discussed.

Nebraska Department of Roads request for input into the development of statewide plans and programs.

Sta Bilt Construction Company information on various services. The Board will be requesting estimates from several companies on proposed street work. Motion by Swenson, second by Rydl, to research various companies on services and cost for various levels of street resurfacing. All ayes.

Cass County Emergency Management notice of upcoming training programs.

Unfinished Business:

A proposed Park/Pavilion Use Permit was reviewed by the board. Discussions held on deposits to use the park for private parties. It was decided, the park is for public use and a deposit will not be required, however, a permit will be required in order to document use and monitor for damages. Motion by Ford, second by Rydl, to adopt the proposed Park/Pavilion Use Permit with the addition of when the Trustees meet. All ayes.

Certified letters were sent to two property owners in January regarding code violations. The owner of 207 East B Street was present at the meeting and was informed of existing violations on his property: Storage building no permit, setbacks do not comply; Shipping Container, no permit, not allowed in residential district; Refrigerator in open; Broken glass in yard; Piles of scrap. The property owner presented pictures of the property and informed the board he had cleaned up all areas noted. The board stated to be in compliance with village code, a permit is needed on the small storage shed and all setbacks and building codes in compliance. The Shipping Container is not allowed in a residential district, however it would be allowed temporarily for a maximum period of six months with an approved permit. The refrigerator is not allowed in the open at anytime. Attorney Reinsch requested the property owner apply for all necessary permits and bring the property into compliance with all village codes, building codes, and floodplain regulations. Attorney recommended the board determine if any nuisances exist on the property and if there are nuisances to remove them in accordance with village code. After further discussion the property owner agreed to apply for permits on the two structures. Table to March.

The property at 2059 Cedar Drive was discussed. The property owner was not present at the meeting. Attorney Reinsch informed the board steps to take to declare nuisances are present on a property and procedures to follow. Chair Bode noted the owner had not moved any items and was notified of the violations twice by certified mail. After discussion, motion by Muntz to table board actions until the March 7, 2006 meeting and Muntz will contact the property owner regarding violations. Second by Rydl. All ayes.

Certified letters were sent to two pet owners, notifying that allowing dogs to run at large was a violation of village code. It was noted, the animals are still running at large. The Cass County Sheriffs Department will be requested to serve citations on the owners. Table to March.

A survey, provided by SENDD, was reviewed by the board. Motion by Muntz, second by Ford, to approve the survey as presented and mail to all village property owners. All ayes.

Ordinances:

Motion by Ford, second by Muntz, to waive the three required readings of Ordinance 2006-01. Bode yes, Ford yes, Swenson yes, Rydl yes, Muntz yes. Motion by Muntz, second by Ford, to adopt Ordinance 2006-01, AN ORDINANCE OF THE VILLAGE OF CEDAR CREEK, NEBRASKA PROVIDING FOR THE VILLAGE'S RESERVATION OF TITLE IN STREET OR ALLEY VACATIONS. Vote: Bode yes, Ford yes, Swenson yes, Rydl yes, Muntz yes. Ordinance 2006-01 shall be in full force and effect from and after its passage, approval, and publication in pamphlet form as required by law.

Motion by Ford, second by Swenson, to waive the three required readings of Ordinance 2006-02. Bode yes, Ford yes, Swenson yes, Rydl yes, Muntz yes. Motion by Muntz, second by Rydl, to adopt Ordinance 2006-02, AN ORDINANCE OF THE VILLAGE OF CEDAR CREEK, NEBRASKA PROVIDING FOR AN EXPIRATION DATE FOR HANDICAPPED OR DISABLED PARKING PERMITS. Vote: Bode yes, Ford yes, Swenson yes, Rydl yes, Muntz yes. Ordinance 2006-02 shall be in full force and effect from and after its passage, approval, and publication in pamphlet form as required by law.

Motion by Ford, second by Rydl, to waive the three required readings of Ordinance 2006-03. Bode yes, Ford yes, Swenson yes, Rydl yes, Muntz yes. Motion by Rydl, second by Swenson, to adopt Ordinance 2006-03, AN ORDINANCE OF THE VILLAGE OF CEDAR CREEK, NEBRASKA, PROVIDING AN EXTENSION FOR THE WRITING AND AVAILABILITY FOR INSPECTION OF MINUTES OF MEETINGS HELD BY THE VILLAGE IN THE EVENT OF THE ABSENCE OF THE VILLAGE CLERK DUE TO A SERIOUS ILLNESS OR EMERGENCY. Vote: Bode yes, Ford yes, Swenson yes, Rydl yes, Muntz yes. Ordinance 2006-03 shall be in full force and effect from and after its passage, approval, and publication in pamphlet form as required by law.

Motion by Muntz, second by Rydl, to waive the three required readings of Ordinance 2006-04. Bode yes, Ford yes, Swenson yes, Rydl yes, Muntz yes. Motion by Ford, second by Rydl, to adopt Ordinance 2006-04, AN ORDINANCE OF THE VILLAGE OF CEDAR CREEK, NEBRASKA CORRECTING A TYPE ERROR OF ORDINANCE 2004-04 AN ORDINANCE ADOPTED BY THE VILLAGE OF CEDAR CREEK, VACATING AN ALLEY PURSUANT TO VILLAGE CODE SECTION 8-315. Vote: Bode yes, Ford yes, Swenson yes, Rydl yes, Muntz yes. Ordinance 2006-04 shall be in full force and effect from and after its passage, approval, and publication in pamphlet form as required by law.

Motion by Muntz, second by Rydl, to waive the three required readings of Ordinance 2006-05. Bode yes, Ford yes, Swenson yes, Rydl yes, Muntz yes. Motion by Ford, second by Rydl, to adopt Ordinance 2006-05, Adding language to Section 3 or Ordinance 2005-04 REQUIREMENTS OF OPERATORS OF GOLF CARTS. Vote: Bode yes, Ford yes, Swenson yes, Rydl yes, Muntz yes. Ordinance 2006-05 shall be in full force

and effect from and after its passage, approval and publication in pamphlet form as required by law.

New Business:

Motion by Ford, second by Muntz, to approve and adopt the Flood Hazard Mitigation Plan for Cedar Creek, Nebraska as prepared by the U.S. Army Corps of Engineers as part of the Lower Platte River and Tributaries General Investigations Feasibility Study. All ayes. One copy of the plan is on file at the Village Office for public inspection.

Motion by Muntz, second by Rydl, to accept rip rap from railroad contractors, to add to the existing dike previously located as area III on Permit NE 2001-11392, with approval by the US Army Corps of Engineers. All ayes.

Complaints on conditions of four properties in the village, were received. At the recommendation of the village attorney, certified letters will be sent to the property owners informing them of specific violations and their opportunity to address the board at the next board meeting.

The Cedar Creek Volunteer Fire Department BBQ Contest was on the agenda. No Fire Department member was present to discuss the event. Table to March.

In other business: Questions on proposed survey. The board explained, purpose of the survey is to get opinions of property owners on how they want the tax money spent.

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

Mary C. Terry
Municipal Clerk/Treasurer