

Minutes
July 10, 2007

The Cedar Creek Board of Trustees met in regular session on 7-10-07, at 7:00 p.m., at the Village Hall. Board members present: Muntz, Moses, Olson. Board members absent: Swenson, 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 Olson, second by Moses, to approve the minutes of June 5, 2007 and June 19, 2007. All ayes.

Treasurer's Report:

Account Balances: Checking \$38,608.46, Money Market \$30,377.11, Keno \$112,470.44
Claims: Rural Water #3..23.50 Windstream..97.53 OPPD building..176.00 OPPD
pump..19.00 OPPD park..14.88 OPPD street lights..108.96 Plattsmouth Journal..111.93
Jefferson Pilot..140.60 Reliable Office Supply..287.38 Asphalt & Concrete..679.00
Cross Dillon Tires..470.21 Eagle Services..220.00 Earnies..244.65 Ty's Outdoor
Service..194.08 Reinsch & Slattery..287.50 Cass County Sheriff..1214.88 Payroll..
3573.36

Motion by Moses, second by Olson to approve the treasurer's report and pay all claims. All ayes. Motion by Moses, second by Olson, to reimburse Chuck Paukert, Village Floodplain Manager, all cost for attending a Floodplain Management Workshop on July 12, 2007 in Lincoln. All ayes. Motion by Moses, second by Olson, to renew membership with LARM with a three year commitment. All ayes.

Police Report:

As reported by the Cass County Sheriff's Department, 71.30 hours of patrol were logged for Cedar Creek during the month of June. There were 15 calls for service: Assist Citizen, Traffic Speeders, Criminal Mischief, Traffic Reckless, Hazards/Obstructions, Assist Citizen KLIV, Animal/Dog, 2 Check Suspicious, Welfare Check, Disturbance/Loud Activity, Abandoned Vehicle, Assist Fire/Rescue Unit, 2 Fire Structure.

Correspondence:

Municipal Code Services. Motion by Moses, second by Olson, to continue with services of Municipal Code Services, Inc. All ayes.

Motion by Moses, second by Olson, to pay annual dues to SENDD as requested and support of affordable housing programs as requested. All ayes.

Motion by Moses, second by Olson, to apply for a \$250 mini grant from the Sarpy/Cass Department of Health & Wellness for partial reimbursement of expense to spray for mosquitoes. All ayes.

Request from D. Ambrose for copies of all rules, regulations, minutes and other documentation related to the Board decision to deny his request to connect the garage to the house. A total of 35 documents were forwarded to Mr. Ambrose.

Copy of letter to owner of Lot #240. requesting poison ivy be sprayed or removed from the property. No reply has been received from the property owner. Cass County Weed Authority will be contacted for assistance.

Southeast Nebraska Regional Economic Development Summit, 7-26-07, Nebraska City.

Reports of Officers, Boards, and Committees:

Planning Commission meeting of 6-26-07 did not have a quorum. No meeting.

Unfinished Business:

Ault's Store. Owner B. Bohuslavasky stated he had presented his plans to the Planning Commission on June 26th. Chair Muntz informed him, the Planning Commission did not have a quorum so all requests would have to go back to the Planning Commission for review. D. Hansen requested a special meeting be called. He was told by the Board his request would need to be directed to the Planning Commission. The Village Attorney stated, the Trustees cannot act upon a permit without prior review of the Planning Commission. The property owner was also told, the Planning Commission and Board of Trustees need a minimum of 24 hours notice, prior to the meeting, for an item to be added to the agenda. Chair Muntz asked Bohuslavasky why the trees and brush had been thrown in the creek. Hansen stated it had been put there by OPPD. He was informed it had not. Bohuslavasky stated he had instructed tree trimmers to put it there to keep the bank from washing away. Chair Muntz stated, nothing can be put into the waterway and all brush and tree debris would have to be removed. Hansen stated he was planning on putting in rip rap. C. Paukert, Village Floodplain Manager stated this is not a major stream so no permit would be required, but you cannot restrict the water flow. You can stabilize the bank with clean approved rip rap but the channel cannot be narrowed and the tree debris and brush must be removed. Bohuslavasky stated he will have the brush removed from the creek right away. Chair Moses asked Bohuslavasky what he was planning on doing with the large pile of debris which is located on village property. Hanson and Bohuslavasky stated they were planning on burning it. The Board told them the pile was too large to burn and there were items on the pile which could not be burned. After further discussion, Chair Muntz stated he and board members would look at the pile and decide what should be done.

Motion by Moses, second by Olson to purchase Lot #4 Block #6 from George Sayles III for \$1.00. All ayes. The village attorney will handle all legals.

Chair Muntz spoke to Micheels Construction and will start armor coating village streets if they have an opening in their schedule. They plan to do the streets at the lake area first, then do the streets in the original town after they grade the sides of B Street as recommended by the village engineer. A lengthy discussion ensued on installing storm drains along B Street instead of grading and armor coating. Chair Muntz stated the town is acting on the recommendation of the Village Engineer. If his advice is wrong, something else will be done to correct the drainage problem.

The Board will compile a list of street trees needing trimmed and a cost estimate of trimming village owned trees will be given at the August meeting. A list of locations needing sprayed for poison ivy and poison oak will also be submitted.

Village Sign and Railroad Quiet Zone, table to August.

Attorney Minahan informed the Board, the golf cart citation will be prosecuted by Attorney Roger Johnson.

Miscellaneous Business:

A complaint was received on the condition of the property at 7015 Cosson Drive. Chair Muntz spoke to the owner and items will be removed from the property. Table.

New Buisiness:

Cable Shed. Table.

Park Storage Shed. The Board was informed, items in the shed are mainly from the Haunted Hallow. It will be decided what can be disposed of. Table.

Shipping Containers. Chair Moses stated, the ordinance which would have allowed shipping containers on commercial properties did not pass so the existing containers located on two properties are in violation of the zoning ordinance. B. Bohuslavasky stated his disagreement with the board, stated it was not in violation of an ordinance, and was all started by the clerk. Accusations ensued. Motion by Moses, second by Olson, for the Village Attorney to send a letter to Ben Bohuslavasky, informing him of the zoning ordinance violation and instructing him to remove the containers. All ayes.

Motion by Moses, to extend Permit #496, Harold Johnson, Garage, for an additional six months. Second by Olson. All ayes.

Question from Manager of Maria's, how high a fence can be. Was informed eight feet maximum.

There being no further business to come before the Board, motion by Moses to adjourn. Second by Olson. All ayes.

I the undersigned Municipal Clerk/Treasurer, hereby certify the foregoing is a summary of all matters discussed at the 7-10-07 meeting of the Board of Trustees and was available to the public within ten working days. All proceedings were contained in the agenda for at least twenty four hours prior to said meeting. A current copy of the State of Nebraska Open Meetings Act is posted in the Village Meeting Room and is accessible to the public.

Mary C. Terry
Municipal Clerk/Treasurer