

Minutes  
August 7, 2007

The Cedar Creek Board of Trustees met in regular session on 8-07-07, at 7:00 p.m., at the Village Hall. Board members present: Muntz, Moses, Swenson. Board members absent: Olson, 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 Moses, second by Swenson, to approve the minutes of July 10, 2007 as written and as published. All ayes.

Treasurer's Report:

Fire Department account balances: General Fund \$4268.77, CD \$5140.91, Pickle Fund \$6601.90, BBQ Fund \$4401.18.

Village account balances: Checking \$37725.07, Money Market \$30435.16, KENO \$115232.05

Claims: Rural Water #3..23.50 Plattsmouth Journal..207.03 OPPD pump..19.00 OPPD park..15.44 OPPD building..176.00 OPPD street lights..108.96 Jefferson Pilot..155.40 Eagle Services..220.00 Ty's Outdoor Power..172.15 Earnies..114.95 A Minahan..250.00 Cass County Sheriff..1214.88 Payroll..3408.62 Ed's Tree Service..655.00 Cather & Sons..2370.00 Rural Water #3..1284.00 Motion by Moses, second by Swenson, to approve the treasurer's report and pay all claims with the exception of a billing from Otoe County Rural Water District #3 for 12 ton of cold mix. All ayes. Chair Muntz will contact the Rural Water District regarding their billing. D. Peterson addressed the Board with concerns about the durability of the new resurfacing of village streets. The Board informed him, the surface will get harder with time and by winter should be hard enough that the plow won't damage the surface. B. Dolan reported the hole at the railroad crossing was getting worse. He was informed, Burlington had been called several times but will be contacted again. Motion by Moses, second by Swenson, to pay Micheels Construction Company \$68,795.71 from Keno Funds as a community betterment project. All ayes.

Police Report:

As reported by the Cass County Sheriff's Department, 78.07 hours of patrol were logged for Cedar Creek during the month of July. There were seven calls for service: two Disturbances/Loud Activity, Abuse/Physical, two Medical Emergency, Fire Field, Traffic Suspended Driver. Two citations were issued: Operating MV During Suspension, Speeding 11-15 mph. Three warnings were issued: No valid registration, two speeding 1-5 mph.

Correspondence:

League Association of Risk Management results of the Loss Control Visit were discussed. Freezer is to be removed from location; Playground equipment to be repaired and sand added to the surface; Tank labels and MSDS to be completed by maintenance employee.

Cass County Emergency Management, NIMS Compliance. Chair Muntz will complete the form and return.

Cass County Emergency Management notice of availability of Outdoor Warning Sirens. Muntz stated the village did not need additional sirens.

Reports of Officers, Boards, and Committees:

The Planning Commission meeting on July 31, 2007 did not have a quorum therefore could not hold a meeting. Discussion on procedures to appoint or remove members. Attorney Minahan informed the Board, the Planning Commission can consist of 9 members and serve a 3 year term unless reappointed. If a vacancy appears, the Board is to appoint a new member. Table.

Chair Muntz reported on the Air Boat Tour he and Chuck Paukert, Village Floodplain Manager, attended. The tour was conducted by the Lower Platte River Corridor Alliance as an opportunity for municipal officials to observe and discuss issues, challenges, and resources of the Lower Platte River Corridor.

The Board reviewed a written report from Chuck Paukert on the Floodplain Manager training he attended in Lincoln on July 12, 2007.

Unfinished Business:

Ault's Store. Chair Muntz stated the brush in the creek has been removed. D. Hansen stated he took a permit to the Planning Commission Meeting but there were not enough members present to have a meeting. P. Swenson asked if a permit could be considered if the building had been red tagged. Hansen said the red tag was the reason for the permit request and it's not fair that we are being held back because members are not attending meetings. Attorney Minahan informed the Board, the village ordinance requires a permit to be first reviewed by the Planning Commission before consideration by the Board. After discussion, motion by Moses to table the permit until reviewed by the Planning Commission. Second by Swenson. All ayes.

Motion by Moses, second by Swenson, to authorize the Village Attorney to file title to Lot #4 Block #6 with the Cass County Register of Deeds. All ayes. The property was gifted to the Village by Dr. George Sayles III in memory of his grandfather, George Sayles, the original owner of the property and one of the original developers of Cedar Creek in 1865.

Attorney Minahan will notify all owners of shipping containers of the violation and request immediate removal of the containers. Table.

Street Trees. Chair Muntz will call OPPD on a tree covering a street light. A lengthy discussion on alley trees was had. Motion by Moses, second by Swenson to remove two trees located on village property in the east/west alley of Block #2 and Block #3. All ayes. Letters will be sent to property owners whose trees need to be trimmed.

Village Sign, Railroad Quiet Zone, Cable Shed, Storage Shed, table.

New Business:

D. Muntz spoke on behalf of the Cedar Creek Volunteer Fire Department, and requested assistance in purchasing four new sets of bunker gear for four new members and assistance with the purchase of a defibrillator. Table to September.

The Board was informed, roads at Fuxa Subdivision have been conveyed to the Village. New streets are to be of the same specifications as those in the village, therefore B. Fuxa will pay for the resurface of the subdivision. Motion by Moses, second by Swenson, to pay Micheels Construction \$11396.00 from village checking for resurfacing of subdivision streets, amount to be reimbursed by Bob Fuxa. All ayes. Cass County and the Village Engineer will be notified of the additional streets. The entire area is within the corporate limits of Cedar Creek.

A discrepancy in the location of Sunset Drive around Lake #1 park was brought to the attention of the Board. After discussion, the board will wait until 2008 to do a survey of the street and will note the location of property stakes for the purpose of plowing snow and road maintenance.

In other business, B. Bohuslavsky asked what was found out about drainage in front of the red barn across from Ault's Store. Muntz informed him the village engineer didn't think a drainage ditch was a good idea. Bohuslavsky requested the village slope the ground from Ault's Store to the street to prevent runoff into the basement of the store. Muntz said it will be looked into.

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

I the undersigned Municipal Clerk/Treasurer, hereby certify the foregoing is a summary of all matters discussed at the 8-07-07 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 Meeting Act is posted in the Village Meeting Room and is accessible to the public.

Mary C. Terry  
Municipal Clerk/Treasurer

PLANNING COMMISSION MEETING 8-28-07 @7:00 P.M. VILLAGE HALL

BOARD OF TRUSTEES MEETING 9-04-07 @7:00 P.M. VILLAGE HALL