

Minutes
9-02-08

The Cedar Creek Board of Trustees met in regular session on September 2, 2008, at 7:00 p.m., at the Village Hall. Board members present: Muntz, Moses, Olson, Ford. Swenson was absent. Advance notice of the meeting was given by posting in the village and by publication in the Plattsmouth Journal. The notice stated, said meeting shall be open to the public, the agenda is available for public inspection at the village hall, and the agenda is not to be enlarged later than twenty four hours prior to the scheduled meeting except for items of an emergency nature.

Motion by Ford, second by Olson, to approve the August 5, 2008 minutes as written and published. All ayes.

Treasurer's Report:

Account balances: Checking \$44,186.56, Money Market \$30,967.68, Keno \$72,728.24
Claims: Rural Water #3..23.50 Plattsmouth Journal..133.26 Windstream..96.16 OPPD building..209.00 OPPD park..17.00 OPPD street lights..113.00 Lincoln National Life Insurance..155.40 Eagle Services..300.00 Earnies..109.36 Reliable Office Supply..128.39 Cass County Sheriff..1214.88 A Minahan..862.50 Payroll..2620.09

Motion by Olson, second by Ford, to approve the treasurer's report and pay all claims. All ayes. The Board was notified by letter of the requested increase in cost of the Interlocal Agreement with the City of Louisville and Louisville Rescue Department. A lengthy discussion was held on the amount requested, \$6350.00, lack of documentation, and need for an agreement. The Village CPA, instructed the Board to not pay until October 2008 as the village is on a cash basis and the amount should be paid in the next fiscal year. A. Minahan will contact the Louisville Attorney and request additional information be provided to the Board before their October meeting. Table to October.

Police Report:

As reported by the Cass County Sheriff's Department, 73.62 hours of patrol were logged for Cedar Creek during the month of August. There were ten calls for service: 3 Check Suspicious, Littering, Traffic, Assist Citizen, Vehicle Inspection, KLIV, Death/Natural Cause, Disturbance/Loud Party. One citation was issued for failure to use child passenger restraint. Warning for No Head/Tail Lights. Warning for Speeding.

Correspondence:

Notice received from LARM of amended coverage language to improve protection of the assets of the LARM Pool and its members.

League of Nebraska Municipalities 2008 Annual Conference, September 17-19, Omaha.

Municipal Code Service, 2008 legislative newsletter. Additional information will be requested on the nuisance abatement ordinance.

Unfinished Business:

The proposed Fine Waiver Schedule will be put into Ordinance form by the Village Attorney and acted on at the October meeting.

Drainage problems in the original town and at the village park, will be discussed further after the proposed projects are reviewed by the LPSNRD and Village Engineer Greg Wood of JEO. Table to October.

The proposed village sign was discussed at length. New proposals will be requested from area companies. Table to October.

Followup of a complaint on Lot #16. Fire Department will burn the brush pile located on the lot. The property owner has complied with all Village Board requests.

Miscellaneous Business:

The Board discussed possible solutions for animal control and what other area municipalities have done to resolve the problem. Cedar Creek has an ordinance in place to prohibit dogs running at large and in the case of an aggressive dog the Cass County Sheriff's Department can be called. Jim Engelkemier, District 2 Cass County Commissioner, informed the Board of the proposed agreement between the County and City of Plattsburgh for animal control. He stated if adopted, they would be able to enforce regulations outside of municipal limits only. However, it could be possible to consider an interlocal agreement with Plattsburgh and Cass County for animal control. County animal control has been mandated by the state and is unfunded. Item to be discussed further when additional information is available.

New Business:

Written complaints were received on the condition of three properties: Lot #282, Lot #284, and Lot #287. After discussion, motion by Ford to send certified letters to each property owner stating the Board has determined a nuisance exists on their property and must be abated within 15 days of receipt of notice. Second by Moses. Vote: Moses yes, Olson yes, Swenson absent, Ford yes, Muntz yes. Motion by Ford, second by Moses, for the Clerk to send said notice by certified mail to referred to property owners. Vote: Moses yes, Olson yes, Swenson absent, Ford yes, Muntz yes. Followup at October meeting. The Board discussed possible changes to the existing ordinance to allow for faster remedies. A. Minahan will research the possibilities of changes to the ordinance.

Otoe County Rural Water District #3 requested to split the cost of a load of cold patch to be used and stored in the village. Motion by Olson, second by Moses, to allow for the purchase on condition Rural Water use their portion within six months of purchase. All ayes.

Dr. George Sayles III, who donated to the village Lot #4 Block #6 in 2007, has offered a stone wall to be placed upon the lot. After discussion, Chair Muntz offered to contact Dr. Sayles and inspect the item. Table.

J. Richards asked if the Board would give approval of a replat of his three vacant lots and half of a vacated alley in Block 3 to two lots. He was told they didn't see a problem with a replat. The first step after a survey is completed and proposed replat drawn by a certified engineer, would be to get approval by the Cedar Creek Planning Commission and then approval from the Board of Trustees.

Permits:

Lot #275 Dwelling. Approved by the Floodplain Manager and by the Planning Commission. Motion by Moses, second by Ford, to approve the permit. All ayes.

In other business, Commissioner Engelkemier stated he was in attendance to introduce himself and to see if the Board had any questions or concerns. The county road shop was discussed. Mr. Engelkemier told the Board to contact him if they have any problems he can help resolve.

Motion by Ford, to exit regular session. Second by Olson. All ayes. Motion by Ford to enter into executive session to discuss legal issues. Second by Olson. All ayes. Time 7:55 p.m. Motion by Ford, second by Olson, to exit executive session and resume regular session. All ayes. Time 8:10 p.m.

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

I the undersigned Municipal Clerk/Treasurer, hereby certify the forgoing is a summary of all matters discussed at the 9/02/08 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