

Minutes
December 2, 2008

The Cedar Creek Board of Trustees met in regular session on December 2, 2008, at 7:00 p.m., at the Village Hall. Board members present: Muntz, Moses, Olson, Swenson, Ford. 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 11-04-08 minutes as written and published. All ayes.

Treasurer's Report:

Account Balances: Checking \$49,060.87, Money Market \$31,071.11, Keno \$79,510.06
Claims: Rural Water #3..23.50 Plattsmouth Journal..121.19 Windstream..106.18
OPPD building..209.00 OPPD park..20.00 OPPD street lights..113.31 Lincoln National
Life..155.40 Eagle Services..70.00 Earnies..4.77 League of Municipalities..21.35
Cass County Election Commissioner..50.00 Cass County Sheriff..1214.88 Payroll
2111.51 Motion by Moses, second by Swenson, to approve the treasurer's report and pay
all claims. All ayes. Question by Ford, if prize money is taken out of this Keno Account.
The Keno account reported on each month is money available for community betterment.
A separate keno account exists to pay prizes.

Police Report:

As reported by the Cass County Sheriff's Department, 69.58 hours of patrol were logged for Cedar Creek during the month of November. There were six calls for service: Traffic Other, Assist Citizen KLIV, Disturbance/Civil Dispute, Vehicle Inspection, Special Services/Other, Civil Matter/Standby. One citation was issued for speeding, one warning issued for violating stop/yield sign, one warning for failure to use turn signal.

Correspondence:

Certification of final vote count for the Cedar Creek Board of Trustees from the Election held on 11-04-08. As reported by the Cass County Election Commissioner: John Winkler write in 61, Monty McAllister write in 52, Debra Jones write in affidavit 21, Miscellaneous write in 57.

Legislative Bulletin received from the League of Municipalities describing Legislatures amendment to the Safe Haven law during special session.

Notice from the League of Municipalities of Nebraska Department of Roads Local Project Administration when receiving Federal Project Funding.

Reports of Officers, Boards, Committees:

Village Floodplain Manager, Chuck Paukert, reported on the Hazard Mitigation Plan and related it had been approved by FEMA/NEMA. A copy of the plan will be forwarded to the Board and a resolution is to be adopted by the Board. Paukert also reported on a project proposal by JEO for a drainage improvement evaluation of three Cedar Creek locations; Drainage at B Street and Walnut, Drainage along A Street, and Drainage at the Village Park. Cost of the proposed study \$10,800. After discussion of the cost and necessity of the study, decision to table to January 2009.

Unfinished Business:

Village Sign, table to January.

Speed limit in residential areas, table to January.

Miscellaneous Business:

Village Attorney Angela Minahan reported she had spoke to the Louisville Mayor Alan Mueller regarding the Rescue Agreement between Cedar Creek and Louisville. She requested Louisville provide documentation to support the calls being made and substantiate what is being paid for. Mueller stated the NARSIS reports can be accessed by the clerk contacting the Rescue Captain. A. Minahan said other possible solutions were to combine districts or to form their own Rescue Squad. A lengthy discussion was held on cost, reports, and districts. The Board is in agreement, A. Minahan will make minor changes to the contract and return it to Louisville with the stipulation the full amount of \$6350 will be paid upon signatures of all officials.

Ordinance 2008-03 was introduced. Motion by Ford to waive the three required readings. Second by Moses. Vote: Moses yes, Olson yes, Swenson yes, Ford yes, Muntz yes. Motion by Ford, second by Moses to adopt Ordinance 2008-03 AN ORDINANCE PROHIBITING SHIPPING CONTAINERS AND OR TRAILERS FOR STORAGE PURPOSES. Vote: Moses yes, Olson yes, Swenson yes, Ford yes, Muntz yes. Ordinance 2008-03 shall take effect and be in full force from and after its passage, approval, and publication or posting as required by law.

New Business:

Chair Muntz thanked outgoing Board members Pam Swenson and Bob Ford for their years of service to the community. The oath of office was given to new Trustees John Winkler and Monty McAllister. Motion by Olson, second by Winkler, to nominate Dan Muntz to the position of Chairman. Vote: Moses yes, Olson yes, Winkler yes, McAllister yes, Muntz yes. Motion by Moses, second by Olson, to nominate John Winkler as Chairman Pro Tempore. Vote: Moses yes, Olson yes, McAllister yes, Muntz yes, Winkler yes.

Motion by Winkler, second by Moses to approve all appointed positions as stand. All ayes. The availability of one Planning Commission member and 3 Park Board members will be posted.

Two items requested to be put on the agenda: (1) Rocks placed in the Lake #1 Park (2) Driving on posted village property. It was reported neither incident resulted in damaged property.

Permits:

207 East B Street. Culvert and Driveway. Property owner notified on October 9, 2008 by Village Attorney A. Minahan, the culvert he installed at 207 East B was to be removed and a proper permit application was to be submitted. The permit application was reviewed by the Planning Commission on 11-25-2008 with the Planning Commission recommending the culvert be taken out, owner get a permit, move driveway to proper location and replace matching road surface. The culvert was removed by the property owner on 12-02-2008. After a lengthy discussion between the Board and property owner, motion by Winkler, second by Moses, to approve placement of a culvert at 207 East B, with work to be inspected by Monty McAllister and Chuck Paukert to assure culverts are connected correctly and water flow is not obstructed. Vote: Moses yes, Olson yes, Winkler yes, McAllister yes, Muntz Yes. Approval is for the placement of the culvert only.

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 forgoing is a summary of all matters discussed at the 12-02-08 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