

Minutes  
May 4, 2010

The Cedar Creek Board of Trustees met in regular session at 7:00 p.m., on 5-04-10, at the Village Hall. Board members present: McAllister, Moses, Olson. Board members absent: Muntz and Winkler. 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. The meeting was conducted by Trustee Monty McAllister.

Motion by Olson, second by Moses, to approve the 4-06-10 minutes as written and published. All ayes.

Treasurer's Report:

Account Balances: Checking \$38,560.28, Money Market \$31,228.22, Keno \$81,550.90  
Claims: Rural Water #3..23.50 Windstream..81.16 OPPD building..180.00 OPPD park  
17.00 OPPD street lights..110.61 Lincoln National Life..155.40 Cass County Sheriff..  
1214.88 A Minahan..600.00 Payroll..2970.96 P Koehler..2020.00 Earnies..122.93  
Asphalt Concrete Materials..2537.53 R Moses..116.83 R Speichert..550.00 P  
Welte..160.00 Derby Heating & Air..519.85 Mill Creek Auto..13.99

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

Police Report:

As reported by the Cass County Sheriff's Department, 78.47 hours of patrol were logged for Cedar Creek during the month of April. There were eight calls for service: Two abandoned vehicles, Found Property, Two Medical Emergencies, Death/Natural Causes, Trespassing, Animal/Dog. The Board informed the deputy present of complaints received regarding the amount of time deputies spend setting at the elevator, and an incident of a deputy driving recklessly and stopping drivers without cause. The Board also requested deputies enforce the golf cart and atv ordinances and stop under age drivers and no permits. The deputy will deliver the message to the Sheriff.

Correspondence:

Letter from the Cass County Sheriff, addressed to all contract communities to discuss standardizing all contracts. A meeting will be held on May 12<sup>th</sup> between the Sheriff's Department, County Commissioners, County Clerk, County Attorney and representation of each contracted community.

Letter of renewal from Lincoln Financial Group for the Cedar Creek Volunteer Fire Department Life Insurance Policies. Motion by Moses, second by Olson to approve. All ayes.

Nebraska Liquor Control Commission instructions on approval of a liquor license for the Cedar Creek Steak House, to be located at 109 East B Street, Cedar Creek. Due to work schedules and planned vacations, a time for the Public Hearing was set for 8:15 a.m. on May 13<sup>th</sup> at the Village Hall. Notice will be published and posted in accordance with state regulations.

**Reports of Officers, Boards, and Committees:**

Chuck Paukert, Village Floodplain Manager and Tree Board Chair was unable to attend the meeting but provided written updates on Spur 13H cleanup, Green Team meeting, and request to purchase trees for the village park. No action taken.

**Unfinished Business:**

Dan Fricke of JEO notified the office he will attend the June Board meeting with a scope of services outline and update of NDOR activities on the drainage project.

Paul Zillig of the Lower Platte South Natural Resources District, notified he will request LPSNRD add funds to the upcoming budget to assist Cedar Creek in the Platte Riverbank Stabilization Project.

After comparing trash collection costs from different companies within the area, it was found Waste Management cost is average. Cedar Creek does not have an exclusive contract with Waste Management, therefore residents may contract with the company of their choice.

**Miscellaneous Business:**

At the request of Attorney Minahan, item #1 to be discussed with item #6 under new business.

Trustee Moses requested changes to hauling of the recycling trailer be made so the cost doesn't fall upon an individual. Putting a hitch on the weed wagon was discussed along with liability. Table to June.

**New Business:**

Item #1 discussed during the Police Report.

A resident requested dead trees along Platteview Drive, at the Village Park, be replaced. Table to June.

Motion by Moses, second by Olson, to approve Ralph Speichert as a temporary employee to assist with street repairs. All ayes.

R. Hanson will put the flags up along B Street.

The Board was informed, problems with a septic system at 11212 Cedar Creek Road have been resolved.

Ben Bohuslavsky requested to address the Board regarding his four properties currently in court; 4028 Lakeview Drive, 100 East B Street, 101 East B Street, and 207 East B Street. B. Bohuslavsky stated he would like to resolve the issues by bringing his properties up to code. A. Minahan stated she had spoken with the contractor and explained all that would need to be done to bring the properties into compliance. All issues found by the County Building Inspector would need to be resolved on all properties. Bohuslavsky was instructed to submit a completed Building Permit Application for each property to the Planning Commission before their meeting on May 25, 2010. The permits would then be presented to the Board on June 1, 2010. Motion by Moses to release the building permits for 100 East B Street, 101 East B Street, 207 East B Street, and 4028 Lakeview Drive so they can be completed and submitted to the Planning Commission then before the Board of Trustees. Second by Olson. All ayes. Bohuslavsky was informed, each permit, if approved, must start construction within six months of issuance and will be valid for a period of two years from issuance as long as work continues at a regular pace. If permits are approved and work progresses on the properties, the trial date will be postponed. If no progress is observed, the trial will continue as scheduled. Bohuslavsky asked if he could move items from the Barn at 100 East B in preparation for work to begin. He was told he could move items to the 101 East B property but no construction can start before approval of the permit.

Permits:

420 Madison Circle, Dwelling. Approved by the Planning Commission. Motion by Moses to approve if approval is given by the Floodplain Manager. Second by Olson. All ayes.

In other business, Attorney Minahan explained work the contractor intends to complete at 100 East B, 101 East B, 207 East B, and 4028 Lakeview, time frames, and the court case. There being no further business to come before the Board, motion by Moses, second by Olson, to adjourn. All ayes.

I the undersigned Municipal Clerk/Treasurer, hereby certify the forgoing is a summary of all matters discussed at the 5-4-10 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 Nebraska Open Meeting Act is posted in the meeting room and is accessible to the public.

Mary C. Terry  
Municipal Clerk/Treasurer