

Minutes
6-07-2011

The Cedar Creek Board of Trustees met at 7:00 p.m., on June 7, 2011, at the Village Hall. Board members present: Sharp, Moses, Pearrow, McAllister. Mohler arrived at 7:05 p.m. 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 Moses, second by McAllister, to approve the minutes of the 5-03-2011 meeting and the 5-17-2011 special meeting as written and published. All ayes.

New Trustee, Mitch Pearrow, took the oath of office again as a formality.

Treasurer's Report:

Account balances: Checking \$41,756.40, Money Market \$28,112.87, Keno \$91,941.79, Cedar Creek Days \$3,608.14

Claims: Rural Water #3..23.50 Plattsmouth Journal..243.37 Windstream..109.37 OPPD building..159.00 OPPD park..17.00 OPPD street lights..111.44 Lincoln Nat ..155.40 Co Sheriff..1214.88 A Minahan..790.00 Payroll..2670.98 Wirebuild..19.00 Don's Johns..120.00 Asphalt Concrete Mat..5040.10 Wiles Bros..221.63 Earnies..83.42 C Paukert..120.00 JEO..2004.00 M Sojka..75.00

Cedar Creek Day Account: Print Like Flint..1200.00 Print Like Flint..565.20 Fund Ways..565.20 A Relief..520.00 Motion by Moses, second by Mohler, to approve the treasurer's report and pay all claims. All ayes.

Police Report:

As reported by the Cass County Sheriff's Department, 80.35 hours of patrol were logged for Cedar Creek during the month of May. There were ten calls for service: Assist Citizen KLIV, Check Suspicious, Animal/Dog, Animal/Livestock, Medical Emergency, Assist Fire/Rescue, 2 Vehicle Inspections, Disturbance/Loud Activity, Assist Citizen. No citations or warnings were issued.

Correspondence:

Paul Koehler, CPA, proposal for a three year agreement with Cedar Creek for annual audits and assistance with the annual budget preparation. Motion by Moses, second by McAllister to approve. All ayes.

Reports of Officers, Boards, and Committees:

R. Moses reported on the flooding situation. Officials have said there is no threat of flooding in Cedar Creek at this time. However, the Board will locate sandbags for purchasing and keep on hand for future use if needed.

Steve Sharp and Ted Maynor reported on the preparation for Cedar Creek Day. Maynor presented a certificate of insurance and state license for the fireworks display. Sharp and Maynor were informed, LARM the village insurance pool, are requiring R. Giles sign a release of liability for the beer garden at the park, and a certificate of insurance is required for the pony ride. J. Mohler reminded them to call diggers hotline before installing fence posts. Maynor asked when they could start setting up and were told Friday but could put up the tent if set behind home plate so the field can still be used. The Board was informed that Gwen Bode, Sheila Warren, and Sandy Fuxa will be sponsoring the kids games and all prizes had been donated for the kids games. A complete report of the event is to be given at the July 5, 2011 meeting.

Unfinished Business:

JEO/NDOR Drainage Project. As reported by Dan Fricke of JEO, the plans development is beyond 60%. The project has been on hold due to discussions between the Landowner, Village, and Engineer. Potential exists for a change to the original design concept but NDOR will have to approve any changes and BNSF will need to agree. J. Mohler questioned the cost being \$9,943 over the original amount. R. Moses requested an itemized statement be presented by the July meeting. D. Fricke agreed. Table to July.

B Street Bridge. One proposal was received from Paul Welte. After discussion, an additional amount of work will be required and a new proposal will be requested. Table to July.

Riverbank Stabilization Project. No new reports. Table

207 East B Street. The property owner was served notice on May 17, 2011 by a Cass County Deputy to abate nuisances on the property. The property owner was present at the meeting, and said he had received the notice. He informed the Board he had hired a contractor to assist him with cleaning the property and asked for a one month extension of time. Chair Sharp stated, the item would be discussed in executive session at the end of the agenda.

Community Survey. Table.

Miscellaneous Business:

The vacant maintenance position was advertised in the Plattsmouth Journal and posted in the village. Four applications for the position were received. Motion by McAllister to appoint Chuck Paukert to the position. Second by Pearrow. Vote: Moses yes, Mohler yes, Pearrow yes, McAllister yes, Sharp yes. All other applications will be kept on file.

Law Enforcement Interlocal Agreement. Cancellation of the interlocal agreement had been discussed for months due to cost and complaints of ordinances not being enforced. According to the agreement, a one year notice is required to cancel. Motion by McAllister, second by Mohler to cancel the Interlocal Agreement with the Cass County Sheriff Department. Vote: Moses no, Mohler yes, Pearrow yes, McAllister yes, Sharp

yes. Notice will be given of the cancellation to the Sheriff's Department and Cass County Clerk.

New Business:

Motion by Mohler, second by Moses, to approve a request from Bellino Fireworks to sell fireworks in Cedar Creek from June 25, 2011 – July 4, 2011. Vote: Moses yes, Mohler yes, Pearrow yes, McAllister yes, Sharp yes. Bellino presented the Board a \$500 check to be deposited in the Village Park Fund. Certificate of insurance and Nebraska License presented.

Notice will be posted of Golf Cart and ATV regulations. Complaints have been received of minors driving and operation after dark.

R. Moses informed, signs are needed for Madison Circle, Dead End, and Children Playing. Signs will be ordered.

Permits:

2061 Sunset Drive Storage Shed and Setback Variance.

Approved by the Planning Commission and the Floodplain Manager. Motion by Moses to approve the permit. Second by Mohler. All ayes.

Motion by McAllister, second by Moses, to close regular session. All ayes. Motion by Moses, second by Mohler, to enter into executive session. All ayes. Time 8:20 p.m. Motion by Moses, second by Mohler to exit executive session. All ayes. Motion by Moses, second by Mohler, to resume regular session. All ayes. Time 8:40 p.m.

Motion by McAllister, second by Mohler, to locate and hire a contractor pursuant to code 2-605 for clean up of 207 East B Street, cost not to exceed \$2000. Vote: Moses yes, Mohler yes, Pearrow yes, McAllister yes, Sharp yes.

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

I the undersigned Municipal Clerk/Treasurer, hereby certify the forgoing is a summary of all matters discussed at the 6-07-11 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 Meetings Act is posted in the meeting room and is accessible to the public.

Mary C. Terry
Municipal Clerk/Treasurer