

Minutes
7-07-09

The Cedar Creek Board of Trustees met at 7:00 p.m., on 7-07-09, at the Village Hall. Board members present: Muntz, Moses, Olson, McAllister. Absent: Winkler. Advance notice of the meeting was given by posting in the village and by publication in the Plattsburgh Journal. The notice stated, said meeting shall be open to the public, the agenda is available for public inspection at village hall, and the agenda is not to be enlarged later than twenty four hours prior to the scheduled meeting except for emergency items.

Motion by McAllister, second by Olson, to approve the 6-02-09 minutes as written and published. All ayes.

Treasurer's Report:

Account Balances: Checking \$36,544.52, Money Market \$31,151.78, Keno \$83,987.72
Claims: Rural Water #3..23.50 Plattsburgh Journal..69.01 Windstream..100.55 OPPD
building..209.00 OPPD park..20.00 OPPD street lights..118.54 Lincoln National Life..
155.40 Ty's Outdoor Service..124.49 Dons Johns..250.00 Reliable Office Supply..
273.39 Cass County Sheriff..1214.88 A minahan..418.78 Earnies..177.21 K
Krejicek..150.00 Payroll..2854.01

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

A lengthy discussion was held on purchase of a used/new tractor for the village. Costs and specifics were compared on two possible purchases. The Board will inspect both machines and make a decision at the August meeting. Keno funds are to be used for the purchase. Table to August.

Police Report:

As reported by the Cass County Sheriff's Department, 72.72 hours of patrol were logged for Cedar Creek during the month of June. There were 13 calls for service: Abandoned Vehicle Red Tag, 2 Fire/Field, Burglary/Non R/Force/Night, Assist Citizen, 2 Disturbances/Other, Vehicle Inspection, Alarm/False Malfunction, Abandoned 911, 2 Medical Emergencies/Suicide Attempt, Disturbance/Loud Activity.

Correspondence:

Notice received from the Lower Platte South Natural Resources District, approval of requested assistance for 50% of cost to stabilize the Platte River Bank. Cost not to exceed \$104,900. C. Paukert requested a notice be posted informing residents along the river bank of intention to remove trees and add rip rap. A meeting between the Board, LPSNRD, Army Corps of Engineers, and Fish and Wildlife will be held to discuss specifics of the project.

Notice from the League Association of Risk Management that the village will receive a dividend in the amount of \$7,005 in October as part of \$1,018,000 of accumulated surplus being distributed to the members.

Southeast Nebraska Development District FY 2010 Dues Request and Housing Support Request. Motion by Moses, second by McAllister, to pay the requested amount for annual dues and support of housing. All ayes.

Department of Agriculture regarding changes to the commercial dog and cat operator inspection act. League will be contacted for an opinion of rules applying to Cedar Creek.

Reports of Officers, Boards, and Committees:

Motion by Moses, second by Olson, to commit village support toward the Cass County recycling project and to name Chuck Paukert village representative. All ayes.

Unfinished Business:

After comparing prices of bringing the existing village fuel tank into compliance with state regulations, the board made the decision to drain and remove the existing tank. Diesel fuel will be purchased from an outside source.

Building improvements discussed: New sidewalk, installation of the new flag pole, lighting of the sign, and duct repairs needed.

Nuisance properties discussed:

2051 Sunset. It was reported the property owners have been mowing and have cleared the property of the previously reported lumber piles and junk.

4028 Lakeview. Property owner present and informed the Board he is working on the property.

100 East B Street. Property owner present and informed the Board, the building is a historic solid building and he will replace the siding if that's what they want. M. McAllister stated the building is an eyesore and unsafe. R. Moses stated the only thing keeping the building from falling into the creek is a tree. A. Minahan stated this building along with 3 other properties belonging to the same person have been deemed nuisances by resolution and need to be brought into compliance with village codes or removed. Motion by Moses, second by McAllister, to have the structure at 100 East B Street inspected by the Cass County Building Inspector. All ayes. Request by the property owner to be notified so he can be present for the inspection.

101 East B Street. Owner instructed to remove two coolers located behind the building, remove wood and poles from the old porch, and repair the broken sidewalk. Owner stated he would move the coolers, remove the remains of the porch, the sidewalk will come out when the fuel tank is removed. He stated he has a permit to have the tank removed and all work is to be completed before the next board meeting. M. McAllister commented on the negative appearance of the building and the building being open in the rear. Owner stated the open area is from previous construction which was stopped by the Board.

207 East B Street.

Property owner stated he had mowed but it grows fast. M. McAllister asked when he was going to finish the culvert work and remove the barricade. Original intent was to concrete a drive to match the adjoining property. Owner was informed he needed a permit for a driveway and was given two permit applications. McAllister stated there have been numerous complaints on the appearance of the property and structure and stated it is an eyesore that needs to be taken care of.

Motion by Moses, second by Olson, to give the property owner 30 days to bring 207 East B Street, 101 East B Street, and 4028 Lakeview into compliance with village regulations and to await recommendations of the Building Inspector on 100 East B Street. All ayes.

A. Minahan notified the owner of 3975 Lakeview Drive of a written complaint of rodents, excessive weeds, storing unlicensed vans and trailers, refrigerator in yard and trash in yard. Board was informed the owner had told the clerk the vans, trailers, furniture, and refrigerator had been left on her property by other people and have been removed. Owner is in the process of removing the overgrowth on the property. Board will monitor the progress.

Miscellaneous Business:

Dan Fricke of JEO, was present to discuss the Cedar Creek Drainage Improvement Draft. After review and discussion, decision was made to hold a meeting between the Board, D. Fricke, and Paul Zillig of the LPSNRD to discuss the actual work, options, cost, and funding. Possible time and date for the meeting is 7-21-09 @ 6:00 p.m.

New Business:

Motion by Olson, second by Moses, to approve the replat of Lot #122 and Lot #123. All ayes. Mylar signed by Board Chair Muntz. Replat was previously approved by the Planning Commission.

Garbage collection by Waste Management was discussed. Complaints have been received on cost increases. A. Minahan recommends Waste Management be contacted and requested to provide a copy of their most recent copy of a contract with the village and for a representative to attend a board meeting. Table to August.

Written and verbal complaints have been received on the overgrowth of weeds and poison ivy at 1096 Platteview Drive. Pictures of the property were reviewed. Motion by Moses, second by Olson, to instruct the village attorney notify the property owner of the problem and request the violation be removed within 15 days. All ayes.

Permits:

505 East Platteview Drive. Dwelling. Approved by the Planning Commission and by the Floodplain Manager. Motion by Olson to approve the permit. Second by McAllister. All ayes.

In other business: C. Paukert informed the Board, construction at 1008 Platteview Drive has gone beyond what was permitted and is in violation of floodplain regulations. Board instructed clerk to request the building inspector red tag the structure until problems are

resolved; Questions from B. Bohuslavsky on sidewalk and driveway regulations and responsibilities of neighboring property owners; Samples of curb work to be installed around the sign was inspected and discussed. Cost comparison with other companies and material table to August.

There being no further business to come before the Board, motion by McAllister 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 7-07-09 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