

Minutes
12-07-10

The Cedar Creek Board of Trustees met in regular session at 7:00 p.m., on December 7, 2010, at the Village Hall. Board members present: Muntz, Moses, Olson, McAllister. Absent: Sharp. 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 11-02-10 minutes as written and published. All ayes.

Treasurer's Report:

Account Balances: Checking \$44,807.92, Money Market \$31,274.01, Keno \$88,198.85
Claims: Rural Water #3..23.50 Plattsmouth Journal..115.44 Windstream..108.09 OPPD
Building..159.00 OPPD park..17.00 OPPD street lights..110.61 Lincoln National Life..
155.40 Cass County Sheriff..1214.88 A Minahan..620.00 Payroll..1734.78 Wirebuilt..
19.00 JEO..812.00 C Paukert..125.00 Reliable Office..169.41 Louisville Hardware..
30.11 Cass Co Treasurer..50.00 Ferrellgas..718.97 Motion by Moses, second by Olson,
to approve the treasurer's report and pay all claims. All ayes. Motion by Moses, second
by Olson, to purchase 8 new flags for B Street. All ayes.

Police Report:

As reported by the Cass County Sheriff's Department, 78.30 hours of patrol were logged for Cedar Creek during the month of November. There were four calls for service and four traffic violations. Chair Muntz reported to the deputy, recent vandalism in Cedar Creek of knocking down four street signs. The village may need to purchase new posts before the signs can be reset.

Correspondence:

Railroad quiet zone study by Felsburg Holt & Ullevig, tabled to the January 4, 2011 meeting.

Complaints were received on the condition of 6002 Cosson Drive. The property owner will be notified of village code and will be requested to comply with the regulations of maintaining properties.

Municipal Code Service will be requested to send a sample ordinance of new laws regarding sex offender/predator residency restrictions.

Unfinished Business:

Representatives of Steve Konfrst Trash Service, Inc., Gretna Sanitation, and Waste Management addressed the Board and spoke of their companies benefits. The Board informed those present, the village does not have a contract with Waste Management and

it is up to the property owners to hire the service of their choice. Items discussed were, cost, schedule of pick up days, various services offered. Information sheets will be posted at the Post Office and forwarded to each lake association for circulation.

Dan Fricke of JEO reported on the progress of the NDOR/Cedar Creek drainage project. The project will replace the existing culverts at B Street and Walnut Street. Box culverts will be constructed, existing concrete pavement will be replaced with 8" doweled concrete on a prepared subgrade, and the east ditches flowing into the culvert will be re-graded to coincide with the new flow line. All at the cost of the Nebraska Department of Roads. The Village of Cedar Creek will be responsible for and assume all costs for designing, acquiring necessary right of way, regrading and maintaining the downstream ditch to the north. Tentative start date for the culvert work is September 10, 2012 and tentative completion is November 3, 2010. Right away purchase and ditch work is to be completed before the culvert work..

Dan Fricke JEO and Chuck Paukert Village Floodplain Manager, reviewed the Platte Riverbank Stabilization Project with the Board. Items discussed: Preliminary Design; Schedule of the project is approximately four months after receiving a notice to proceed dependent on regulatory agencies and contingent upon the ability to collect sufficient data. Final proposal from JEO will be discussed at the January meeting.

Move #4 Unfinished Business to end of meeting.

Miscellaneous Business:

B Street Bridge repairs. Table to Spring 2011.

Ordinance 2020-03, introduced by Moses. Motion by Moses to waive the three required readings. Second by Olson. All ayes. Motion by Moses to adopt Ordinance 2010-03, second by Olson. Vote: Moses yes, Olson yes, Sharp absent, McAllister yes, Muntz yes. **ORDINANCE 2010-03, AN ORDINANCE RELATING TO UTILITY TYPE VEHICLES; TO ALLOW THE OPERATION OF UTILITY TYPE VEHICLES WITHIN THE CORPORATE LIMITS UNDER CERTAIN CIRCUMSTANCES; TO IMPOSE RESTRICTIONS ON THE USE OF UTILITY TYPE VEHICLES; TO ESTABLISH PENALTIES FOR VIOLATIONS; TO REPEAL CONFLICTING ORDINANCES AND SECTIONS; TO PROVIDE AN EFFECTIVE DATE.** Ordinance 2010-03 shall take effect and be in full force on January 1, 2011, after its passage, approval and posting in pamphlet form as required by law.

Ordinance 2010-04, introduced by Moses. Motion by Moses, second by Olson, to waive the three required readings. All ayes. Motion by Moses, second by Olson, to adopt Ordinance 2010-04. Vote: Moses yes, Olson yes, Sharp absent, McAllister yes, Muntz yes. **ORDINANCE 2010-04, AN ORDINANCE RELATING TO THE HOURS OF SALE OF ALCOHOLIC BEVERAGES WITHIN THE VILLAGE'S CORPORATE LIMITS,** shall be in effect upon its passage, approval, and publication or posting as required by law.

New Business:

Motion by Moses to appoint J.R. Olson to fill the vacant two year term on the Board. There was no second. Appointment will be made at the January meeting. Board requests notice of the vacancy be posted and letters of interest be submitted.

Oath of office was given to Dan Muntz and Randy Moses. Steve Sharp will take the oath at the January meeting.

Motion by Moses, second by McAllister, to approve all appointed positions, with changes to Chairman of the Board from Dan Muntz to Steve Sharp, and Dan Muntz be Chairman Pro Tempore, and renewal of JEO as village engineer for a term of three years. All ayes.

The Board discussed difficulty in finding volunteers to haul the county recycling trailer. New trash haulers are offering curb side recycling. The Board will monitor usage of the county trailer and curb side recycling.

Permits:

4002 Lakeview Drive Screened Porch. Approved by the Planning Commission and by the Floodplain Manager. Motion by Moses to approve. Second by McAllister. All ayes.

Motion by Moses, second by McAllister, to exit regular session. All ayes. Motion by Moses, second by McAllister to enter into executive session to discuss legal issues. All ayes. Time 8:12 p.m. Motion by Moses, second by McAllister, to exit executive session and resume regular session. All ayes. Time 8:45 p.m.

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

I the undersigned Municipal Clerk/Treasurer, hereby certify the forgoing is a summary of all matters discussed at the 12-07-10 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