

**VILLAGE OF ELM CREEK
BOARD OF TRUSTEES
REGULAR MEETING MINUTES
JULY 23, 2015, 7:30 P.M.**

A Regular Meeting of the Elm Creek Village Board of Trustees was convened in open and public session at the Elm Creek Village Center, 535 W. Boyd Avenue, Elm Creek, Nebraska at 7:30 p.m. on July 23, 2015. Advance Notice of this meeting was given in advance thereof by posting of Notice in three public places within the Village and publication in the Beacon Observer, as shown in the Certificate of Posting affixed to these minutes. Advance Notice was simultaneously given to the Chairman and all members of the Board of Trustees and their acknowledgment of receipt of Notice and the agenda are affixed to these minutes. Co-Chairman Gary Brouillette called the meeting to order at 7:30 p.m. by calling for the roll with the following members responding: Davis Miner, Gary Brouillette, Kathy Labs, and Cory Halliwell. Absent: Jim Gunderson. Gary announced that the Open Meeting Laws were in the hallway leading to the meeting room for the public's inspection.

CONSENT AGENDA

It was moved by Gary and seconded by Kathy to approve the Consent Agenda consisting of the minutes of the Regular Meeting on June 25, 2015 and approval of the Claims for the month of July 2015. Ayes: Davis, Gary, Kathy, and Cory. Nays: none. The motion carried.

DEPARTMENT REPORTS

EMPLOYEE REPORTS: Mike Whitmire reported that starting the last week of July, Johnson Service will be here to scope the line by Dennis Daake for the manhole they will be putting in. Also reported that they will be doing more hole patching on the streets the first part of August.

SHERIFF'S REPORT: Captain Bob reporting for the month of July. He reported that July has had a 'fairly-tame' activity this month. He also reported with school starting up soon, they are planning on using the speed trailer in various locations in Elm Creek.

REGULAR AGENDA

AGENDA ITEM #1: DISCUSSION/ACTION RE: Kelcee Green Building Permit.

Kelcee was not present. No action taken.

AGENDA ITEM #2: DISCUSSION/ACTION RE: Change Order #2 Easy Street/Pay Application #2 Easy Street

It was moved by Gary and seconded by Davis to approve the Change Order #2 for Easy Street. Ayes: Cory, Davis, Kathy and Gary. Nays: none. The motion carried. It was moved by Gary and seconded by Davis to approve the Pay Application #2 for Easy Street in the amount of \$16,485.20 to GD Concrete. Ayes: Cory, Davis, Kathy and Gary. Nays: none. The motion carried.

AGENDA ITEM #3: DISCUSSION/ACTION RE: Pay Application #3 Sidewalk Improvements

It was moved by Kathy and seconded by Davis to approve the Pay Application #3 for the Sidewalk Improvements in the amount of \$14,216.90 to GD Concrete. Ayes: Gary, Cory, Davis and Kathy. Nays: none. The motion carried.

AGENDA ITEM #4: DISCUSSION/ACTION: Jan Hinrichsen to present the insurance renewal

Jan Hinrichsen with Elm Creek Insurance Agency presented to the board the insurance renewal for the Village of Elm Creek. Kathy Labs requested a couple of address changes to some of the property locations. Kathy also raised the question to Jan about getting a quote to raise the employee theft claim from \$25,000 to \$50,000 or \$100,000. Jan will be looking into this and getting back to the board. It was moved by Gary and seconded by Kathy to accept the renewal of the EMC Insurance for \$32,036.00.

Ayes: Davis, Gary, Cory and Kathy. Nays: none. The motion carried.

AGENDA ITEM #5: DISCUSSION/ACTION RE: JC Ourada/Vacate Alley

Luke prepared an ordinance to vacate the alley. Gary introduced Ordinance No. 2015-2:

ORDINANCE NO. 2015-2

AN ORDINANCE OF THE VILLAGE OF ELM CREEK, BUFFALO COUNTY, NEBRASKA RELATING TO THE VACATION OF REAL ESTATE WITHIN THE CLARK'S ADDITION TO THE VILLAGE OF ELM CREEK, BUFFALO COUNTY, NEBRASKA.

BE IT ORDAINED BY THE CHAIRPERSON OF THE BOARD OF TRUSTEES OF THE VILLAGE OF ELM CREEK, BUFFALO COUNTY, NEBRASKA.

Section 1. THAT the Village of Elm, Creek, Nebraska hereby vacates the following real property (as defined in NEB.REV.STAT. §76-201):

The entire 16.0 foot wide alley as platted in Clark's Addition to Elm Creek, Buffalo County, Nebraska, said Alley abutting the east side of Lots One (1), Two (2), Three (3), Four (4), Five (5), Six (6), Seven (7), Eight (8), Nine, (9), Ten, (10), Eleven (11), and Twelve (12), and said alley abuts Lots (13), all in Clark's Addition to Elm Creek, Buffalo County, Nebraska.

Section 2. THAT the vacation of said real estate is expedient for the public good, and is in the best interests of the Village.

Section 3. THAT the Village shall have an easement for ingress and egress access to the vacated alley to maintain all utilities located on said real estate.

Section 4. THAT the Ordinance shall take effect and be in full force after its passage, approval and publication or posting as may be required by law.

Section 5. THAT after the vacation of said real estate, the real estate shall revert to the adjacent property owners pursuant to NEB.REV.STAT. §17-588 and the Village shall file a quitclaim deed to provide satisfaction of this reversion.

PASSED AND APPROVED this 23rd day of July, 2015.

VILLAGE OF ELM CREEK:

ATTEST:

Jim Gunderson, Chairman

Wendy Clabaugh, Village Clerk

It was moved by Gary and seconded by Cory to vacate the alley. Ayes: Davis, Gary, Cory and Kathy. Nays: none. The motion carried.

AGENDA ITEM #6: DISCUSSION/ACTION RE: Purchase new shredder

A motion was made by Gary and seconded by Davis to approve the purchase of a new shredder from John Deere in the amount of \$6,000.00. Ayes: Davis, Gary, Cory and Kathy. Nays: none. The motion carried.

AGENDA ITEM #7: DISCUSSION/ACTION RE: Run Employment Ad for a Full-time Public Works Laborer

A motion was made by Gary and seconded by Davis to approve running the employment ad in The Beacon and The Kearney Hub for 3 weeks. Ayes: Davis, Gary, Cory and Kathy. Nays: none. The motion carried.

AGENDA ITEM #8: DISCUSSION/ACTION RE: Executive Session

It was moved by Gary and seconded by Cory at 8:00pm to go into Executive Session. Ayes: Davis, Gary, Cory and Kathy. Nays: none. The motion carried. A motion was made by Gary and seconded by Cory at 8:51pm to come out of Executive session. Ayes: Davis, Gary, Cory and Kathy. Nays: none. The motion carried.

AGENDA ITEM #9: Adjournment.

All agenda items having been considered, it was moved by Davis and seconded by Cory to adjourn this Regular Meeting. Ayes: Davis, Cory, Kathy, and Gary. Nays: none. The motion carried and the meeting was adjourned at 8:52 p.m.

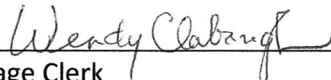
(SEAL)





Chairman-Elm Creek Village Board

ATTEST:



Village Clerk

VILLAGE OF ELM CREEK
BOARD OF TRUSTEES
REGULAR MEETING AGENDA
JULY 23, 2015, 7:30 P.M.

ROLL CALL

CONSENT AGENDA

Approval of the minutes of the Regular Meeting on June 25, 2015
Approval of the Claims for the month of July 2015

DEPARTMENT REPORTS

EMPLOYEE REPORTS
SHERIFF'S REPORT

REGULAR AGENDA

1. DISCUSSION/ACTION RE: Kelcee Green Building Permit
2. DISCUSSION/ACTION RE: Change Order #2 Easy Street/Pay Application #2 Easy Street
3. DISCUSSION/ACTION RE: Pay Application #3 Sidewalk Improvements
4. DISCUSSION/ACTION RE: Jan Hinrichsen to present the insurance renewal
5. DISCUSSION/ACTION RE: JC Ourada/Vacate Alley
6. DISCUSSION/ACTION RE: Purchase new shredder
7. DISCUSSION/ACTION RE: Run Employment Ad for a Full-time Public Works Laborer
8. DISCUSSION/ACTION RE: Executive Session
9. DISCUSSION/ACTION RE: Adjournment

NOTE: The Chairman and Board of Trustees reserve the right to adjourn into executive session as per Section 84-1410 of the Nebraska Revised Statutes.